

**MACKENZIE COUNTY
REGULAR COUNCIL MEETING**

**Wednesday, June 23, 2010
4:00 p.m.**

**Council Chambers
Fort Vermilion, Alberta**

AGENDA

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CALL TO ORDER:	1.	a) Call to Order	
AGENDA:	2.	a) Adoption of Agenda	
ADOPTION OF PREVIOUS MINUTES:	3.	a) Minutes of the June 8, 2010 Regular Council Meeting	11
BUSINESS ARISING OUT OF THE MINUTES:	4.	a) b)	
DELEGATIONS:	5.	a) Golf Courses (La Crete & Fox Haven Golf Course) b) Peter Krahn c) d)	
GENERAL REPORTS:	6.	a) b)	
PUBLIC HEARINGS:	7.	a) None	
TENDERS:	8.	a) Fort Vermilion Administration Building Renovation	
COUNCIL	9.	a) None	

**COMMITTEE, CAO
AND DIRECTORS
REPORTS:**

CORPORATE SERVICES:	10.	a)	Grow North	31
		b)	2010 Municipal Census	37
		c)	Cardlock Water Usage Reading System	39
		d)	La Crete Agricultural Society – Request for Letter of Support	45
		e)	Write off Property Taxes – Tax Roll 076891 and 076892	49
		f)	Request from the Town of High Level	51
		g)		
		h)		
OPERATIONAL SERVICES:	11.	a)	Lagoon Discharge	63
		b)	Trees in Hamlet Public Utility Lots (PULs) and Lanes	65
		c)	Brush Clearing Request in Mackenzie County Right of Way	67
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		f)	Water Management Projects Update (Discussion)	83
		g)	Right of Way License Agreement	87
		h)		
		i)		
PLANNING AND DEVELOPMENT:	12.	a)	Bylaw 767-10 Road Closure All that Portion of 109 th Street Lying Adjacent to and East of Plan 082 9175, Block 38, Lots 1, 2	99

and Lot 3 Public Utility Lot (La Crete)

- b) Town of High Level Municipal Development Plan 105
- c) Policy Review: Maximum Subdivision Lot Area in Agricultural District 109
- d) Policy Review: Moratorium on Rural Country Residential Subdivisions 119

e)

f)

**EMERGENCY AND
ENFORCEMENT
SERVICES:**

- 13. a)
- b)
- c)

**INFORMATION /
CORRESPONDENCE:**

- 14. a) Information/Correspondence Items 123

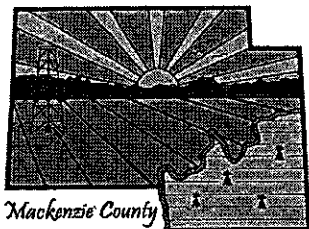
**IN CAMERA
SESSION:**

- 15. a) Access to Plan 002 3789, Block 1, Lot 1 (SE26-104-14-W5M)
- b) Mackenzie Housing (Grant)
- c) Tompkins Fire Hall Land Negotiations
- d) Gravel Negotiations
- e) Town of Rainbow Lake
- f)
- g)

**NEXT MEETING
DATE:**

- 16. a) Regular Council Meeting
Thursday, July 8, 2010
10:00 a.m.
County Office, La Crete, AB

ADJOURNMENT: 17. a) Adjournment



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	William Kostiw, Chief Administrative Officer
Title:	Minutes of the June 8, 2010 Regular Council Meeting

BACKGROUND / PROPOSAL:

Minutes of the June 8, 2010 Regular Council meeting are attached.

OPTIONS & BENEFITS:

COSTS & SOURCE OF FUNDING:

RECOMMENDED ACTION:

That the minutes of the June 8, 2010 Regular Council meeting be adopted as presented.

Author: C. Gabriel **Review by:** _____ **CAO** _____

**MACKENZIE COUNTY
REGULAR COUNCIL MEETING**

**Tuesday, June 8, 2010
10:00 a.m.**

**Council Chambers
Fort Vermilion, Alberta**

PRESENT:

Greg Newman	Reeve
Walter Sarapuk	Deputy Reeve
Peter F. Braun	Councillor
Dicky Driedger	Councillor
John W. Driedger	Councillor
Ed Froese	Councillor
Bill Neufeld	Councillor
Ray Toews	Councillor
Lisa Wardley	Councillor
Stuart Watson	Councillor

ABSENT:

ADMINISTRATION:

William (Bill) Kostiw	Chief Administrative Officer
Joulia Whittleton	Director of Corporate Services
Mary Jo Van Order	Director of Planning & Development
John Klassen	Director of Operations South
Carol Gabriel	Executive Assistant

ALSO PRESENT: Members of the media and the public.

Minutes of the Regular Council meeting for Mackenzie County held on June 8, 2010 at the Council Chambers in Fort Vermilion, Alberta.

CALL TO ORDER: 1. a) Call to Order

Reeve Newman called the meeting to order at 10:07 a.m.

AGENDA: 2. a) Adoption of Agenda

MOTION 10-06-451 MOVED by Councillor Watson

That the agenda be adopted with the following additions:

- 10. p) Blue Hills Ratepayers Meeting
- 10. q) Pasture Recovery Program
- 13. b) GPS for Fire Trucks
- 11. d) Grader Shelter

CARRIED

**ADOPTION OF
PREVIOUS MINUTES:**

3. a) Minutes of the May 26, 2010 Regular Council Meeting

MOTION 10-06-452

MOVED by Councillor Wardley

That the minutes of the May 26, 2010 Regular Council meeting be adopted as presented.

CARRIED

**BUSINESS ARISING
OUT OF THE MINUTES:**

4. a) None

GENERAL REPORTS:

6. a) Municipal Planning Commission Meeting Minutes – May 10, 2010

MOTION 10-06-453

MOVED by Councillor Toews

That the Municipal Planning Commission meeting minutes of May 10, 2010 be received for information.

CARRIED

6. b) Mackenzie Housing Management Board Meeting Minutes – April 26, 2010

MOTION 10-06-454

MOVED by Councillor Neufeld

That the Mackenzie Housing Management Board meeting minutes of April 26, 2010 be received for information.

CARRIED

**COUNCIL COMMITTEE,
CAO AND DIRECTORS
REPORTS:**

9. a) Council Committee Reports

Councillor Neufeld reported on the ratepayers meetings, High Level east drainage meeting, and the Highway 697 flood control meeting.

Councillor Froese reported on the Municipal Planning Commission meetings.

Councillor Braun reported on the Remuneration Review Committee meeting, meeting with the Minister of Transportation,

Finance Committee meeting, La Crete Recreation Board meeting, Tri-council meeting in High Level, REDI Tourism meeting, pre-construction meeting for 100th Avenue in La Crete, ratepayers meetings, Mackenzie Waste Management Committee, 100th Avenue Open House in La Crete.

Reeve Newman reported on the Fort Vermilion Building Committee.

Deputy Reeve Sarapuk reported on the Community Sustainability Committee public meeting, Finance Committee, and the ratepayers meetings.

Councillor J. Driedger reported on the ratepayers meetings, AJA Friesen drainage, Tri-Council meeting in High Level, Blue Hills Public Works Shop, and the Municipal Planning Commission.

Councillor Watson reported on the meeting with Ministers, Finance Committee meeting, Tri-council meeting in High Level, Mackenzie Waste Management Committee, and the High Level drainage meeting.

Councillor Toews reported on the FCSS meeting, Mackenzie Housing family meeting, Mackenzie Housing Management Board, and the Health Advisory Council conference in Edmonton.

Councillor Wardley reported on the Bison protection meeting, CO₂ project, Zama school situation, and the Zama building project.

Councillor D. Driedger reported on the FCM Conference in Toronto.

MOTION 10-06-455

MOVED by Councillor Watson

That the Council committee reports be received for information.

CARRIED

9. b) CAO & Director Reports

MOTION 10-06-456

MOVED by Councillor J. Driedger

That the Chief Administrative Officer and Director reports be received for information.

CARRIED

MOTION 10-06-457 **MOVED** by Councillor D. Driedger

That administration be instructed to set up a meeting with the Minister of Sustainable Resource Development regarding the land transfer.

CARRIED

MOTION 10-06-458 **MOVED** by Councillor Wardley

That administration bring back a process to include the local people that have the biggest impact to the area in the land use framework

CARRIED

MOTION 10-06-459 **MOVED** by Councillor Braun

That the letter from the Minister of Tourism, Parks and Recreation dated May 27, 2010 be forwarded with concerns to the Premier and MLA.

CARRIED

Reeve Newman recessed the meeting at 11:23 a.m. and reconvened the meeting at 11:33 a.m.

**CORPORATE
SERVICES:**

10. a) Reserve Bids for Tax Forfeiture Properties

MOTION 10-06-460 **MOVED** by Councillor Watson

That the reserve bid for NE 32-108-14-W5 (tax roll 234582) be set at \$2,700.00.

CARRIED

10. c) Hiring Policy ADM046

MOTION 10-06-461 **MOVED** by Councillor Wardley

That Hiring Policy ADM046 be amended as presented.

CARRIED

10. d) Alberta Sustainable Resource Development – Request to Receive the Land Ownership Map in Digital Format

MOTION 10-06-462

MOVED by Councillor Braun

That administration be authorized to provide the land ownership map digital data to Alberta Sustainable Resource Development subject to signing the Digital Data Agreement.

MOTION 10-06-463

MOVED by Councillor Newman

That Motion 10-06-462 be amended to include an initial \$500 access fee and \$500 for each yearly update.

CARRIED

MOTION 10-06-462

MOVED by Councillor Braun

That administration be authorized to provide the land ownership map digital data to Alberta Sustainable Resource Development subject to signing the Digital Data Agreement for a fee.

CARRIED

10. e) Request for Tax Write-off – Tax Roll 075284

MOTION 10-06-464

Requires 2/3

MOVED by Councillor Toews

That the \$732.86 for tax roll 075284 be written-off.

CARRIED

10. f) Request for Tax Write-off – Tax Roll 075354

MOTION 10-06-465

Requires 2/3

MOVED by Councillor J. Driedger

That the taxes for tax roll 075354 of \$374.09 and penalties for 2009 of \$22.45 be written off and penalties for 2010 of \$47.58 be voided.

CARRIED

10. g) Request for Tax Write-off – Tax Roll 307131

MOTION 10-06-466

Requires 2/3

MOVED by Councillor Wardley

That the 2008 tax levy on the tax roll 307131 of \$543.17 plus penalties of \$32.59 (July 2008), \$69.09 (January 2009), and \$32.91 (July 2009) making a total of \$677.76 and penalty of \$147.16 on total outstanding on December 31, 2009 be voided.

CARRIED

10. h) Distress Warrant – Tax Roll 410993 and 411097

MOTION 10-06-467

MOVED by Councillor Watson

That a distress warrant be issued for the property under tax rolls 410993 and 411097.

CARRIED

10. i) La Crete Community Library

MOTION 10-06-468

MOVED by Councillor J. Driedger

That the La Crete Community Library request be received for information and that a letter be sent back indicating that the timelines are not achievable for this year's grant deadlines.

CARRIED

Reeve Newman recessed the meeting at 12:00 p.m. and reconvened the meeting at 1:01 p.m.

MOTION 10-06-469

MOVED by Councillor Wardley

That the BF72702 Heat Straightening tender be added to the agenda.

CARRIED

PUBLIC HEARINGS:

7. a) Bylaw 762/10 – Land Use Bylaw Amendment to Rezone Plan 2938RS, Block 3, Lot 1, from Hamlet Commercial District 1 (HC1) to Direct Control District 2 (DC2) (Ray Toews) (Fort Vermilion)

Councillor Toews declared himself in conflict of interest and left the meeting at 1:03 p.m.

Reeve Newman called the public hearing for Bylaw 762/10 to order at 1:03 p.m.

Reeve Newman asked if the public hearing for proposed Bylaw 762/10 was properly advertised. Mary Jo Van Order, Director of Planning and Development, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Reeve Newman asked the Development Authority to outline the

proposed land use bylaw amendment. Mary Jo Van Order, Director of Planning and Development, presented the Development Authority's submission and indicated that first reading was given on May 11, 2010.

Reeve Newman asked if Council has any questions of the proposed land use bylaw amendment. There were no questions.

Reeve Newman asked if any submissions were received in regards to proposed Bylaw 762/10. No submissions were received.

Reeve Newman asked if there was anyone present who would like to speak in regards to the proposed Bylaw 762/10. No one was present to speak to the proposed bylaw.

Reeve Newman closed the public hearing for Bylaw 762/10 at 1:05 p.m.

MOTION 10-06-470

MOVED by Councillor Braun

That second reading be given to Bylaw 762/10 being a Land Use Bylaw amendment to rezone Plan 2938RS, Block 3, Lot 1 from Hamlet Commercial District "HC1" to Direct Control District 2 "DC2" to accommodate a liquor store in the Hamlet of Fort Vermilion.

CARRIED

MOTION 10-06-471

MOVED by Councillor Wardley

That third reading be given to Bylaw 762/10 being a Land Use Bylaw amendment to rezone Plan 2938RS, Block 3, Lot 1 from Hamlet Commercial District "HC1" to Direct Control District 2 "DC2" to accommodate a liquor store in the Hamlet of Fort Vermilion.

CARRIED

Councillor Toews rejoined the meeting at 1:06 p.m.

10. b) Public Auction – Tax Forfeiture Properties

MOTION 10-06-472

MOVED by Reeve Newman

That Council proceed with the public auction of the following properties and with the reserve bids as specified.

Property #1 – NE 32-108-14-W5M (Reserve Bid \$2,700.00)

Property #2 – 3103 River Road, Fort Vermilion (Reserve Bid \$50,000.00)
Property #3 – 3383ET;B River Road, Fort Vermilion (Reserve Bid \$50,000.00)
Property #4 – 4711 River Road, Fort Vermilion (Reserve Bid - \$70,840.00)
Property #5 – 4803-49 Street, Fort Vermilion (\$5,420.00)

CARRIED

Reeve Newman declared the public auction open at 1:06 p.m.

Reeve Newman read the auction rules and properties up for auction.

Property #1 – NE 32-108-14-W5M

Tax Roll Number - 234582

Reserve bid - \$2,700.00

Reeve Newman declared the property sold for \$3,600.00 to Richard Marshall.

Property #2 – 3103 River Road, Fort Vermilion

Tax Roll Number - 076891

Reserve Bid – \$50,000.00

No bids received – property withdrawn.

Property #3 – 3383ET;B River Road, Fort Vermilion

Tax Roll Number - 076892

Reserve Bid - \$50,000.00

No bids received – property withdrawn.

Property #4 – 4711 River Road, Fort Vermilion, AB

Tax Roll Number: 105941

Reserve Bid - \$70,840.00

No bids received – property withdrawn.

Property #5 – 4803-49 Street, Fort Vermilion, AB

Tax Roll Number – 105955

Reserve Bid - \$5,420.00

No bids received – property withdrawn.

Reeve Newman declared the auction closed at 1:13 p.m.

MOTION 10-06-473

MOVED by Councillor Toews

That the County obtain the title to 3103 River Road in Fort Vermilion, AB, Tax Roll 076891 (Item #3).

CARRIED

MOTION 10-06-474

MOVED by Councillor Wardley

That the County obtain the title to 3383ET;B River Road in Fort Vermilion, AB, Tax Roll 076892 (Item #4).

CARRIED

MOTION 10-06-475 **MOVED** by Councillor Braun

That the County obtain the title to 4711 River Road in Fort Vermilion, AB, Tax Roll 105941 (Item #5).

MOTION 10-06-476 **MOVED** by Councillor Neufeld

That Motion 10-06-475 be tabled to the next meeting.

CARRIED

MOTION 10-06-477 **MOVED** by Councillor Froese

That the County obtain the title to 4803-49 Street in Fort Vermilion, AB, Tax Roll 105955 (Item #6).

CARRIED

TENDERS: 8. b) **BF72702 Heat Straightening Tender(ADDITION)**

MOTION 10-06-478 **MOVED** by Councillor Braun

That the BF72702 Heat Straightening tender be opened.

CARRIED

Tenders Received:

Carmacks Enterprises	\$64,500.00
Ardy Rigging Ltd.	\$62,773.00
Alberta Bridge Works Inc.	\$39,800.00

MOTION 10-06-479 **MOVED** by Councillor Watson

That the BF72702 Heat Straightening tender be awarded to the lowest qualified bidder.

CARRIED

TENDERS: 8. a) **CAO Recruitment Request for Proposals**

MOTION 10-06-480 **MOVED** by Reeve Newman

That the CAO Recruitment Request for Proposals be moved in-

camera.

CARRIED

10. j) Tall Cree First Nations Negotiations

MOTION 10-06-481

MOVED by Councillor Wardley

That the letter to the Tall Cree First Nations be sent as amended.

CARRIED

10. k) Eagle's Nest

MOTION 10-06-482

MOVED by Councillor Braun

That the Eagle's Nest request to redirect the 2010 grant of \$7,500 towards the best suited project.

CARRIED

10. l) Finance and Investment Report – May 31, 2010

MOTION 10-06-483

MOVED by Councillor J. Driedger

That the financial reports for the period ended May 31, 2010 be accepted for information.

CARRIED

10. m) Mighty Peace Tourist Association – Member at Large Appointment

MOTION 10-06-484

MOVED by Councillor Neufeld

That elections be held by secret ballot.

CARRIED

10. o) July 13, 2010 Regular Council Meeting

MOTION 10-06-485

MOVED by Councillor Neufeld

That the road tour be changed to July 22 & 23, 2010 and that the July 13, 2010 Regular Council Meeting be changed to Thursday, July 8, 2010 at 10:00 a.m. and that it be held at the La Crete County Office.

CARRIED

MOTION 10-06-486

MOVED by Deputy Reeve Sarapuk

That Beth Kappelar be appointed to the Mighty Peace Tourist Association until the organizational meeting in October 2010.

CARRIED

10. p) Blue Hills Ratepayers Meeting (ADDITION)

MOTION 10-06-487

MOVED by Councillor Neufeld

That the Blue Hills Ratepayers meeting be changed to June 22, 2010.

CARRIED

10. n) Mackenzie Housing Management Board – Member at Large Appointment

MOTION 10-06-488

MOVED by Councillor J. Driedger

That Jack Eccles be appointed to the Mackenzie Housing Management Board for the remainder of a term ending in October 2010.

CARRIED

MOTION 10-06-489

MOVED by Councillor Froese

That the ballots be destroyed.

CARRIED

DELEGATIONS:

5. a) Marilyn Eek – Black Gold Development - 1:30 p.m.

MOTION 10-06-490

MOVED by Councillor Toews

That administration bring back some recommendations to the next meeting on the minimum tax bylaw.

CARRIED

10. q) Pasture Recovery Program (ADDITION)

MOTION 10-06-491

MOVED by Councillor D. Driedger

That the County lobby government to be included in the Pasture Recovery Program.

CARRIED

**OPERATIONAL
SERVICES:**

11. a) Land Purchase From SRD

MOTION 10-06-492

MOVED by Councillor Braun

That administration be authorized to negotiate land purchases with Sustainable Resource Development and bring back to Council.

CARRIED

11. b) Appointment of Weed Inspectors

MOTION 10-06-493

MOVED by Councillor Neufeld

That David L. Driedger and Bill Hayday be appointed as Weed Inspectors for Mackenzie County under the Weed Control Act for the 2010 season.

CARRIED

MOTION 10-06-494

MOVED by Reeve Newman

That the Agriculture Service Board be given the authority to appoint weed inspectors.

CARRIED

11. c) Rural Water

MOTION 10-06-495

MOVED by Councillor J. Driedger

That the rural water update be received for information.

CARRIED

11. d) Grader Shelter (ADDITION)

MOTION 10-06-496

MOVED by Councillor Braun

That the grader shelter in Rocky Lane be moved to the Rocky Lane Agriculture Society site.

CARRIED

**PLANNING &
DEVELOPMENT:**

12. a) Bylaw 764/10 Maree Vervoort – Road Closure (High Level Rural)

MOTION 10-06-497

MOVED by Councillor Neufeld

That first reading be given to Bylaw 764/10 being a road closure bylaw to close and sell a portion of government road allowance between NW 4-109-17-W5M and NE 5-109-17-W5M.

CARRIED

Reeve Newman recessed the meeting at 2:09 p.m. and reconvened the meeting at 2:21 p.m.

12. b) Bylaw 766/10 Land Use Bylaw Amendment to Rezone Plan 902 0600, Block 15, Lots 13 through 17, Plan 902 0600, Block 19, Lots 1 through 5, Plan 912 2041, Block 15, Lots 18 through 22 and 24, Plan 912 2041, Block 19, Lots 6 through 8, Plan 912 3390, Block 19, Lots 10 through 16, Plan 932 0276, Block 15, Lots 25 through 27, and Plan 932 0276, Block 19, Lot 9 from Mobile Home Subdivision District 2 “MHS2” to Hamlet Residential District 1 “HR1” (La Crete)

MOTION 10-06-498

MOVED by Councillor Braun

That first reading be given to Bylaw 766/10 being a Land Use Bylaw amendment to rezone Plan 912 3390, Block 19, Lots 10 through 16, Plan 932 0276, Block 19, Lot 9, Plan 932 0276, Block 15, Lots 25 through 27, Plan 912 2041, Block 15, Lots 18 through 22 and 24, Plan 912 2041, Block 19, Lots 6 through 8, Plan 902 0600, Block 15, Lots 13 through 17, and Plan 902 0600, Block 19, Lots 1 through 5 from Mobile Home Subdivision District 2 “MHS2” to Hamlet Residential District 1 “HR1”.

CARRIED

12. c) Development Permit 135-DP-10 (Garry McLean) Single Family Dwelling within One Mile of the Fort Vermilion Airport (Fort Vermilion Settlement)

MOTION 10-06-499

MOVED by Councillor Wardley

That Development Permit 135-DP-10 on Fort Vermilion Settlement, Range 2, River Lot 6 in the name of Garry & Joyce McLean 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. **The Fort Vermilion Airport is located nearby on Fort Vermilion Settlement, Range 1, River Lots 1, 2, 3 & 4. Mackenzie County shall not be held liable for any concerns, issues or damages related to and/or resulting from the operation of the Fort Vermilion Airport and/or any aircraft leaving or arriving at the Fort Vermilion Airport.**
2. **A variance of 20.57 meters (67.50 feet) of the front yard (River Road) setback is hereby granted for the placement of the Single Family Dwelling.**
3. **Minimum building setbacks:**
 - a. **20.57 meters (67.50 feet) from River Road;**
 - b. **15.24 meters (50 feet) from 31st Street;**
 - c. **15.24 meters (50 feet) from all other property lines.**
4. **The lowest opening of all buildings shall be equal to or higher than the centerline elevation of River Road to raise the building above the 1/100 year flood level.**
5. **The Municipality has assigned the following address to the noted property **4911-River Road**. You are required to display the address (**4911**) to be clearly legible from the street and be on a contrasting background. The minimum size of the characters shall be four inches in height.**
6. **Provide adequate off street parking as follows: The minimum parking shall be 300 square feet per vehicle owned plus an additional 500 square feet for off street parking. "One parking space, including the driveway area, shall occupy 300 square feet."**
7. **The architecture, construction materials and appearance of buildings and other structures shall be to accepted standards.**
8. **No ancillary building erected/or moved onto the site shall be used as a dwelling.**
9. **All sewage disposal systems to be in conformance with the Alberta Private Sewage Treatment and Disposal Regulations. (An open discharge system is NOT allowed.)**
10. **PRIOR to installation of a new access or changing**

location of existing access, complete a Request for Access form by contacting the Road/Maintenance Department for Mackenzie County at (780) 927-3718. Access to be constructed to Mackenzie County standards and at the developers' expense.

11. No construction or development is allowed on or in a rights-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 rights-of-way.

12. The total site area (lot) shall have a positive surface drainage without adversely affecting the neighbouring properties.

CARRIED

**EMERGENCY &
ENFORCEMENT
SERVICES:**

13. a) Zama Fire & Rescue – Appointment of Fire Chief

MOTION 10-06-500

MOVED by Councillor Wardley

That Richard Hackett be appointed as the Fire Chief for the Zama Fire & Rescue Department.

CARRIED

13. b) GPS for Fire Trucks (ADDITION)

MOTION 10-06-501
Requires Unanimous

MOVED by Councillor Toews

That administration look into the viability and the cost of installing GPS units into fire trucks.

CARRIED

**INFORMATION/
CORRESPONDENCE**

14. a) Information/Correspondence

MOTION 10-06-502

MOVED by Councillor Wardley

That two Councillors be authorized to attend the Alberta Forest Products Association Annual General Meeting and Conference on September 22 – 24, 2010 in Jasper, Alberta.

CARRIED

MOTION 10-06-503

MOVED by Councillor Watson

That Councillor Braun and Councillor Neufeld (Councillor Watson as the alternate) be authorized to attend Alberta Forest Products Association Annual General Meeting and Conference on September 22 – 24, 2010 in Jasper, Alberta.

CARRIED

MOTION 10-06-504

MOVED by Councillor Wardley

That the Parks and Recreation Committee be authorized to draft a submission on behalf of the County for the Active Alberta Consultations and bring back to Council.

CARRIED

MOTION 10-06-505

MOVED by Councillor D. Driedger

That the information/correspondence items be accepted for information purposes

CARRIED

IN CAMERA SESSION:

MOTION 10-06-506

MOVED by Councillor Watson

That Council move in-camera to discuss issues under the Freedom of Information and Protection of Privacy Regulations 18 (1) at 2:44 p.m.

- 15. a) Fort Vermilion Administration Building Addition & Renovation Negotiations
- 15. b) Inter-municipal Relations – Tri – Council Meeting
- 15. c) Inter-municipal Relations – Town of Rainbow Lake
- 8. a) CAO Recruitment Request for Proposals

CARRIED

MOTION 10-06-507

MOVED by Councillor J. Driedger

That Council move out of camera at 4:16 p.m.

CARRIED

- 15. a) Fort Vermilion Administration Building Addition & Renovation Negotiations

MOTION 10-06-508

MOVED by Councillor Toews

That the County retender the Fort Vermilion Administration Building Addition & Renovation with the modified plan to the two lowest bidders and close tenders on June 23, 2010 at 12:00 p.m.

CARRIED

15. b) Inter-municipal Relations – Tri – Council Meeting

MOTION 10-06-509

MOVED by Councillor

That a letter be sent to the Town of High Level and the Town of Rainbow Lake requesting letters of support for the Zama Access becoming a provincial highway.

CARRIED

MOTION 10-06-510

MOVED by Councillor Braun

That the airport committee investigate the pros and cons of a regional airport authority.

CARRIED

MOTION 10-06-511

MOVED by Councillor Froese

That a letter be sent to the Town of High Level requesting clarification of an administrative review and wait for the Mackenzie Housing Management Board's response.

CARRIED

MOTION 10-06-512

MOVED by Councillor Neufeld

That the County continue with the present Assessment Review Board process.

CARRIED

15. c) Inter-municipal Relations – Town of Rainbow Lake

MOTION 10-06-513

MOVED by Councillor Wardley

That the Reeve and CAO be authorized to meet with the Mayor of the Town of Rainbow Lake to discuss our proposal.

CARRIED

8. a) CAO Recruitment Request for Proposals

MOTION 10-06-514

MOVED by Councillor Toews

That Activation Analysis be hired to assist Council with the CAO recruitment process.

CARRIED

NEXT MEETING DATE:

16. a) Regular Council Meeting
Wednesday, June 23, 2010
4:00 p.m.
Council Chambers, Fort Vermilion, AB

ADJOURNMENT:

17. a) Adjournment

MOTION 10-06-515

MOVED by Councillor D. Driedger

That the Council meeting be adjourned at 4:22 p.m.

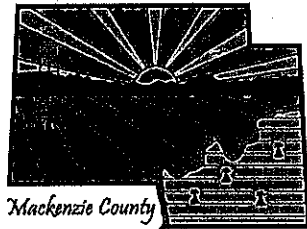
CARRIED

These minutes will be presented to Council for approval on June 23, 2010.

Greg Newman
Reeve

William Kostiw
Chief Administrative Officer

UNAPPROVED



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	William Kostiw, Chief Administrative Officer
Title:	Grow North

BACKGROUND / PROPOSAL:

The Regional Economic Development Initiative Committee has been working towards a Integrated Ag project for many years and need land.

OPTIONS & BENEFITS:

The County may assist or deny.

COSTS & SOURCE OF FUNDING:

The cost would be minimal (\$2,000.00) as we would purchase and resell for the same price.

RECOMMENDED ACTION:

For Discussion.

Author: W. Kostiw **Review by:** _____ **CAO** _____



Grow North

P.O. Box 985 - High Level, AB T0H 1Z0

June 7, 2010

County of Mackenzie
Box 640
Fort Vermilion, AB
T0H 1N0

Dear Reeve and Council;

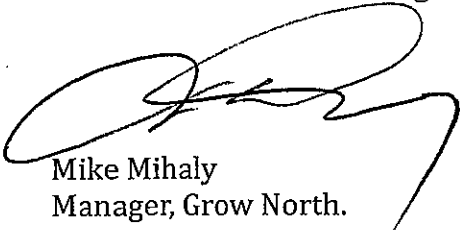
We are in receipt of a letter (attached) from the Hon. Mel Knight, Minister of SRD outlining the procedure to purchase the property Grow North intends to use for its integrated value-added agricultural project.

The letter states that the County wishes, and has agreed, to help avoid the possibility of the land being disposed through public sale, allowing Grow North to acquire the site through the County. We thank you for your offer and valuable help.

With the letter from the Minister and having access to the site from SRD through our application, we have started the NRCB application process for a feedlot to avoid further delay in commencing this important project.

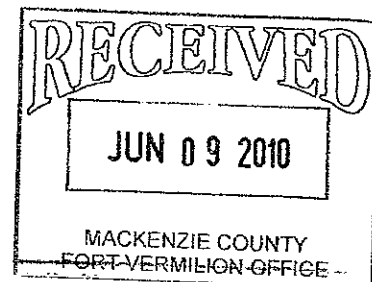
The NRCB review process will take about three months and if the project is approved Grow North will cancel its application and work with the County to undertake the purchasing process through your good offices.

We look forward to working with you on this project.



Mike Mihaly
Manager, Grow North.

cc: Hon. Mel Knight
Hon. Frank Oberle



780-926-8811

P.O. Box 985 (9917 96 St.)
High Level, AB T0H 1Z0

Fax 1-888-516-4427



ALBERTA
SUSTAINABLE RESOURCE DEVELOPMENT

*Office of the Minister
MLA, Grande Prairie - Smoky*

AR24957

May 28, 2010

Mr. Mike Mihaly
Manager
Grow North
PO Box 985
High Level, AB T0H 1Z0

Dear Mr. Mihaly:

Thank you for your April 21, 2010 letter requesting that Sustainable Resource Development provide a letter to Grow North regarding the purchase of public land. I welcome the opportunity to provide the following information.

Grow North originally applied to purchase the site that Mackenzie County now wishes to obtain to facilitate development of the Grow North project. In support of Grow North's purchase of this land, Sustainable Resource Development will cancel the company's land purchase application and will consider a direct sale of this land to Mackenzie County upon receiving an application from the county. Grow North will then be able to pursue purchase of the land directly from the county.

I trust this information is helpful.

Sincerely,

A handwritten signature in black ink, appearing to read "Mel R. Knight".

Mel R. Knight
Minister

cc: Honourable Frank Oberle, MLA
Peace River

The word "Alberta" written in a stylized, cursive font, with a small square icon to the right.

RFD

AR 24875

May 17, 2010

Mr. William Kostiw
Chief Administrative Officer
Mackenzie County
PO Box 640
Fort Vermillion, AB T0H 1N0

Dear Mr. Kostiw:

Thank you for your April 16, 2010 letter concerning the county's request to acquire Crown land for development. I am pleased to provide the following information.

Sustainable Resource Development would be pleased to consider applications from the county to purchase the two parcels of public land for the Grow North development and the rail car/ truck transfer site. If the department finds the land suitable for sale, and the county accepts the department's offer and meets the terms of sale, including payment of the appraised value, the department will proceed with a Recommendation for an Order-in-Council to Executive Council to sell the land to the county.

To facilitate the Grow North project, Sustainable Resource Development will cancel the company's land purchase application and sell the land directly to the county. Grow North will then be able to pursue purchase directly from the county.

With respect to the transfer site, since the land in SE 24 and NE 13-109-20-W5 is under Forest Management Agreement No. FMA 02000040 held by Tolko Industries Ltd., these parcels of land will need to be withdrawn from the FMA before the department can approve any sale application.

Regarding the fire hall site, the department is prepared to issue a miscellaneous lease on public land to the county for public works purposes, but the county must first submit its reclamation security deposit. This deposit is assessed based on the projected costs of reclamation and is a requirement of all disposition holders on public land. As indicated previously, the security deposit has been assessed at \$24,596.

Another option would be for the county to apply to purchase the site at the appraised value. In this case, you would be required to submit a purchase application, and the department would then proceed with its application review, as outlined above.

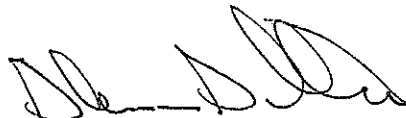
Alberta ■

The county would be required to complete First Nation consultation on any site approved for direct sale, in accordance with Alberta's First Nations Consultation Guidelines on Land Management and Resource Development.

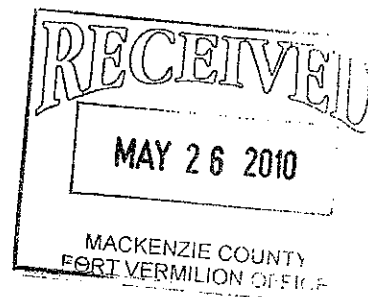
If you have any further questions or require additional information, please contact Ms. Lynda Ferguson in the department's Land Dispositions Branch at 780-415-4658 (toll free by first dialing 310-0000).

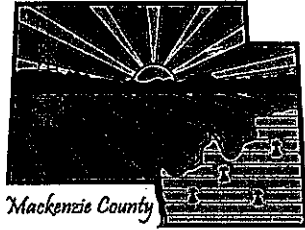
Thank you again for writing.

Sincerely,



Glenn Selland
Acting Assistant Deputy Minister





MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	Joulia Whittleton, Director of Corporate Services
Title:	2010 Municipal Census

BACKGROUND / PROPOSAL:

Council approved undertaking the 2010 municipal census. Beacon For Change Inc. was engaged to undertake the project.

OPTIONS & BENEFITS:

The 2010 Municipal Census draft report will be presented at the meeting.

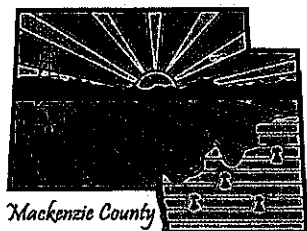
Administration is expecting that one of the representatives will be in attendance to present the report and answer any questions Council may have.

COSTS & SOURCE OF FUNDING:

2010 Budget

RECOMMENDED ACTION:

For discussion



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	Joulia Whittleton, Director of Corporate Services
Title:	Cardlock Water Usage Reading System

BACKGROUND / PROPOSAL:

Council approved the 2010 operating and capital budgets for Mackenzie County.

OPTIONS & BENEFITS:

Since approval of the budgets, it was determined that an improvement is required at the La Crete water treatment plant that is not included in the 2010 budget.

We have been experiencing problems for some time now with respect to the cardlock in La Crete due to the high volume of transactions and a limited memory within the current Computrol cardlock water usage reading system.

Administration obtained a quote from the current software/hardware provider to upgrade the system so that it could accommodate a higher volume of transactions.

Please see the attached quote.

COSTS & SOURCE OF FUNDING:

2010 budget includes the in the amount of \$20,000. The remaining funds in this project are \$15,000. It is proposed to reallocate the remaining funds towards the Cardlock Water Usage Reading System.

RECOMMENDED ACTION: (requires 2/3)

That the 2010 budget be amended by adding the \$10,000 La Crete Cardlock Water Usage Reading System project with funds coming from the remaining budget in the previously approved Paving of Raw Water Truck Fill Access project.

Author: _____ **Review Date:** _____ **CAO** _____

From: Fred Wiebe
Sent: Wednesday, June 09, 2010 8:51 AM
To: Carla Komarnicki; John Klassen; Joulia Whittleton
Cc: Julius Peters
Subject: FW: computrol upgrade
Attachments: c6000_brochure.pdf

Hi Everyone,

As seen below, we could upgrade with the same system for minimal costs. Of course installation would be extra. I have attached the brochure for the C6000 and all of the specs on it. They have the capacity to hold 10,000 transactions. We would only need the one in La Crete and I'm not sure how many transactions the other communities get.

Just thought I would share what I found. I have no idea if we want to look at other systems and costs, but thought I would share this. Maybe something we could budget for next year?

Regards,

Fred Wiebe

Senior Utilities Officer
 ph. 780.928.3835
 cell. 780.841.1681
 e-mail. fwiebe@mackenziecounty.ca

From: Chris Snelgrove [mailto:Chriss@computrolfuel.com]
Sent: Tuesday, June 08, 2010 10:23 AM
To: Fred Wiebe
Subject: RE: computrol upgrade

Fred,

Our Fleet 300 Model, designed in 1986 is a real workhorse and still in production for smaller users, however there is no way we can add a chip or a board to expand the memory. The good news is that it uses the same cabinet and card rack as our all new C6000 Model. The C6000 uses modern high tech boards and has a memory capacity for over 10,000 transactions. It features a large stainless steel keypad and can accommodate your existing cards. It allows for programmable PIN numbers and can even provide you with the ability to put credit limits on cards.

C6000s are being used for bulk water dispensing by Northern Rockies Region (Ft. Nelson), Municipality of Wood Buffalo (3 sites in Ft. MacMurray)
 City of Calgary (6 bulk water sites) County of Lethbridge (8 bulk sites) and many other single site operators.

We sold you a new Fleet 300 in early 2007 and that unit would be ideal for the upgrade. While an all new C6000 is \$7850, the costs for components for an upgrade are as follows:

1) C6000 Internal Boards.....	\$2930.00
2) New Front Door.....	\$2560.00 (includes keypad, display and card reader)
3) ProFuel Version 2	\$1345.00 less recent payment for Annual Contract for Version 1 (\$575.00) = 770.00)

ProFuel Version 2 is mandatory for downloading to the C6000, but it also manages your older Fleet 300 units at other sites.

We strongly recommend that All Peace Petroleum out of Grande Prairie do the work as it can be complicated.

All questions are welcome.

Chris Snelgrove
Computrol Fuel System Inc.
(877) 421-1001 toll free
(604) 421-1001 local 204
(604) 421-1007 fax

From: Fred Wiebe [mailto:fwiebe@mackenziecounty.com]
Sent: June 8, 2010 8:41 AM
To: sales@computrolfuel.com
Subject: computrol upgrade

Hello,

I have a C600 computrol system for our water plant truck fills. I believe we have a capacity of 300 transactions in our memory. Is there a way of upgrading the memory to accept more transactions before needing to download the transactions? If so what is the cost for doing this and how many more transactions can it keep then? If not what are my options to be able to upgrade more memory storage and the costs that would come with it?

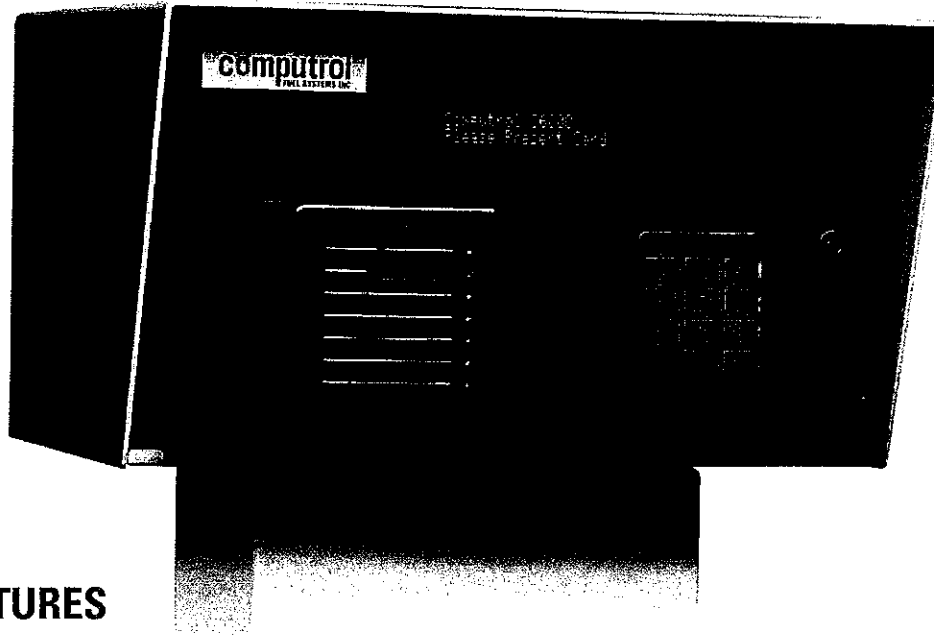
Thank you,

Fred Wiebe
Senior Utilities Officer
ph. 780.928.3835
cell. 780.841.1681
e-mail. fwiebe@mackenziecounty.ca

C6000

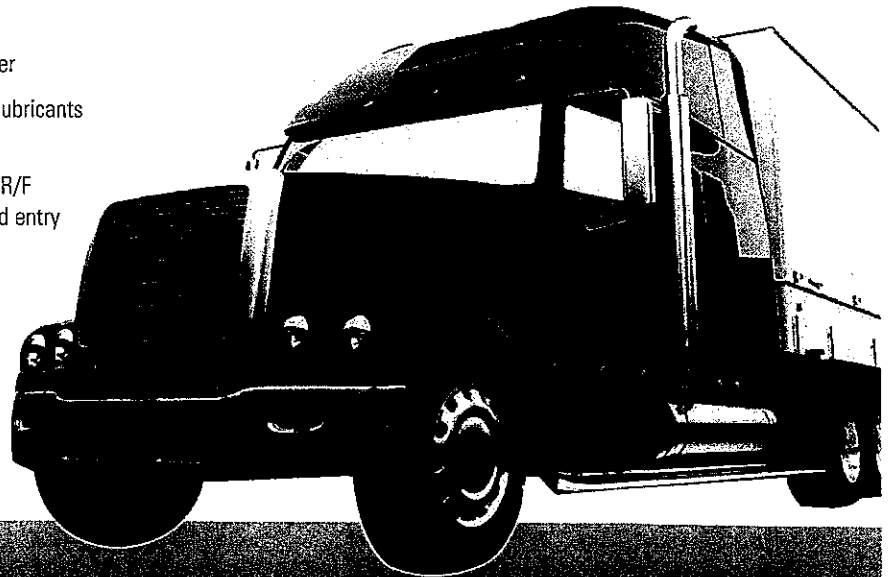
ADVANCED FUEL SITE CONTROL FOR FLEET MANAGERS AND FUEL RE-SELLERS

computrol
FUEL SYSTEMS INC



FEATURES

- Provides secure 24 hour unattended fueling
- Easily retrofits to existing systems
- Rugged aluminum cabinet is thermostatically controlled and heater equipped for reliable cold weather operation
- Vandal proof stainless steel keypad includes audible beeper
- Ideal for all petroleum products including alternate fuels, lubricants and controlling bulk water stations
- Supports multiple card technologies including mag stripe, R/F non-insert, proximity cards and key tags or cardless keypad entry
- System can support multiple mag stripe formats
- Supports up to 4 card reader/printer stations
- Programmable receipt printer optional for fuel re-sellers
- Supports most existing access security cards
- Advanced software supports odometer checking and assignment of credit limits



www.computrol.com

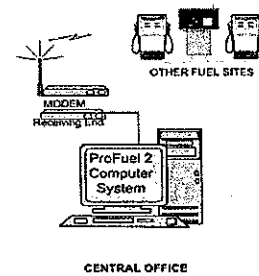
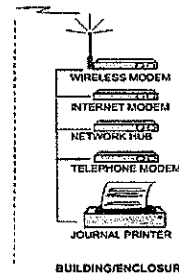
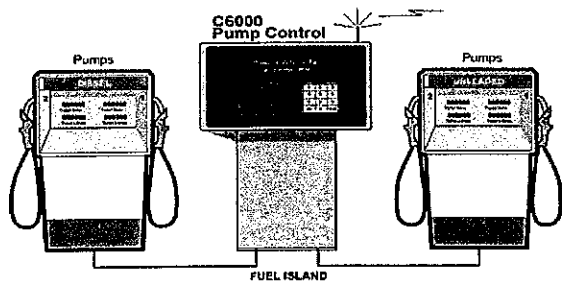
C6000

ADVANCED FUEL SITE CONTROL FOR FLEET MANAGERS AND FUEL RESELLERS

computrol
FUEL SYSTEMS INC

ONE YEAR WARRANTY

Refer to Manual for Specific warranty Information



ADAPTABLE

- Easily installed as a standalone unit or in customizable master/slave configurations

PUMP & HOSE INFORMATION

- Field programmable Pulser Ratios and safety timers
- Uses standard pump control wiring
- Manages 1 to 32 hoses across 1 to 4 pump islands
- Manages any mix of mechanical and electronic pumps

MEMORY

- Manages and validates up to 100,000 employees, vehicles, or customers using cards and/or keypad codes
- Up to 10,000 transactions can be securely stored in each Site Controller prior to download
- All authorization and transaction files are securely stored in 32MB of flash memory

SECURITY

- Access to the System memory is protected with both administrator and operator level passwords
- Each vehicle can be assigned a reasonable odometer and/or hour meter range for validation at fuelling time
- Drivers can be restricted to certain vehicle groups only and each can be assigned a daily limit
- Drivers, customers and vehicles can be restricted to specific products, and quantities at all sites or specific sites
- Programmable PIN Numbers can be assigned to individual drivers/customers

DISPLAY

- Driver interface includes a bright, easy-to-read 40 character VFD display which can be programmed with concurrent bilingual instructions
- Driver/Customer inputs acknowledged via display and audible beeper

COMMUNICATIONS

- 4 Serial ports for RS-232 and RS-485 communications allow for connectivity to remote readers, modems and printers
- Includes a 10/100 Mps Ethernet Port with configurable IP Address
- Wireless option available for in-yard communication

USER CONFIGURABLE VIA COMPUTROL'S ProFuel2 MANAGEMENT SOFTWARE

- Time and volume limits on each pump are field programmable
- Custom messages can be sent to drivers notifying them of a service flag or other event
- Different display instruction set can be assigned to different groups of employees (Eg; ENTER CARD, ENTER VEHICLE)
- All display instructions to the drivers and customers are programmable by the System Manager
- Three configurable miscellaneous entry fields available
- All cards and fuel authorization data can be instantly downloaded from ProFuel 2 (See individual product Information) on local or remote PC

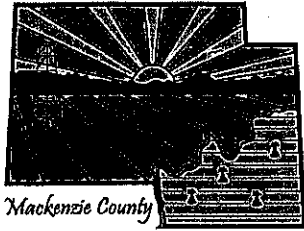
SPECIFICATIONS

- Dimensions: H 26.4cm (10.4") W 46.5cm (18.3") D 39.4cm (15.5")
- Weight: 15.4 kg (34lb)
- Electrical: 120/230 VAC 50-60 Hz Dedicated Circuit
- Operating Temperature: -40C (-40F) to 50C (122F)

Tel: 604-421-1001
TF: 1-877-421-1001
Fax: 604-421-1007

Web: computrolfuel.com
Email: sales@computrolfuel.com





MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	Joulia Whittleton, Director of Corporate Services
Title:	La Crete Agricultural Society – Request for Letter of Support

BACKGROUND / PROPOSAL:

Mackenzie County provides financial and non-financial support to many local non-profit and volunteering organizations.

OPTIONS & BENEFITS:

Please see the attached request form the La Crete Agricultural Society.

COSTS & SOURCE OF FUNDING:

NA

RECOMMENDED ACTION:

That a letter of support be issued towards the La Crete Agricultural Society's application under the Alberta Agriculture and Rural Development Program.

Author: _____ Review Date: _____ CAO _____

From: La Crete Agricultural Society [lcagric@telus.net]
Sent: Tuesday, June 15, 2010 4:06 PM
To: Joulia Whittleton
Subject: RE:

Joulia:

I wish to request a support letter from the Mackenzie County for the purpose of obtaining funding for some capital and operating costs through Alberta Agriculture and Rural Development program. This grant deals with the La Crete Market Day. They are working at gaining official Alberta Farmers' Market status. If that is approved, and I hope to know by tomorrow, they will likely become a division of the LC Ag Society. Under those circumstances I'd like to apply for this grant to create economic diversity for our community.

Susan Siemens
La Crete Agricultural Society

From: Joulia Whittleton [mailto:jwhittleton@mackenziecounty.com]
Sent: June-15-10 2:46 PM
To: La Crete Agricultural Society
Subject: RE:

The next Council meeting is on June 23. If you submit your request today, I will take it to Council at that meeting.

Joulia Whittleton

Director of Corporate Services

Mackenzie County
P.O. Box 640, Fort Vermilion, AB, T0H 1N0, Canada
Direct Tel: 780.927.3719 ext. 2223
Tel: 780.927.3718, Fax: 780.927.4266
Toll Free: 1.877.927.0677
Cell: (780)-841-8343 Email: jwhittleton@mackenziecounty.com

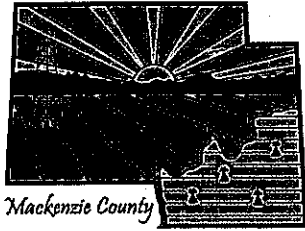
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From: La Crete Agricultural Society [mailto:lcagric@telus.net]
Sent: Tuesday, June 15, 2010 2:34 PM
To: Joulia Whittleton
Subject:

Joulia:

Can you tell me when the next council meeting will be held? We might be in need of a support letter for a grant application that needs to be in Edmonton by month-end.

Susan Siemens



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	Joulia Whittleton, Director of Corporate Services
Title:	Write off Property Taxes – Tax Roll 076891 and 076892

BACKGROUND / PROPOSAL:

Mackenzie County held a Public Land Auction on June 8, 2010. Under MGA, section 424, if a parcel is not sold at public auction, municipality may, if it wishes, take title by forwarding a request to a Land Titles Office to cancel existing Certificate of Title and issue a new one in the name of the municipality.

OPTIONS & BENEFITS:

At the meeting on June 8, 2010 Council made a decision to take title to properties under tax rolls 076891 and 076892. Under MGA, section 347, Council of a municipality has the ability to cancel or reduce tax arrears. As these properties are being transferred into the name of Mackenzie County with no intention to sell in the future, but instead use these properties for public use, the property tax arrears should be written off.

COSTS & SOURCE OF FUNDING:

2010 operating budget – Tax Write-off

RECOMMENDED ACTION:

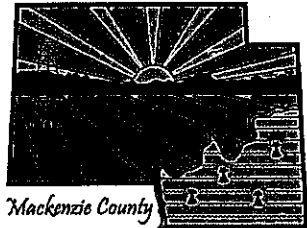
Motion 1: (requires 2/3)

That \$1,137.02 property tax arrears for tax roll 076891 be written-off and 2010 penalty levied in January 2010 of \$107.53 voided.

Motion 2: (requires 2/3)

That \$1,161.57 property tax arrears for tax roll 076892 be written off and 2010 penalty levied in January 2010 of \$109.92 voided.

Author: _____ **Review Date:** _____ **CAO** _____



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	Joulia Whittleton, Director of Corporate Services
Title:	Request from the Town of High Level

BACKGROUND / PROPOSAL:

Mackenzie County and the Town of High Level entered into the Regional Service Sharing Agreement.

OPTIONS & BENEFITS:

Please see the attached correspondence from the Town of High Level.

COSTS & SOURCE OF FUNDING:

Please review the attached 2010 Grants to Other Governments budget reconciliation worksheet.

RECOMMENDED ACTION: (requires 2/3)

That the Town of High Level's request for 30% funding towards the Airfield Lighting Control Panel with the total project cost estimated at \$100,000 be granted from the 2010 budget.

Author: _____ Review Date: _____ CAO _____

Mackenzie County and Town of High Level

2010 Projects - Capital Project - Arbitrator's decisions summary

Community Services Projects (20%)

	114,373	Not TCA	Agree with the Town of High Level	114,373
Arena Ice Plant Replacement				
Total	114,373			114,373
Airport Projects (30%)				
Airport GPS	12,600	TCA		12,600
Airport Access Road to Apron	33,000	TCA		33,000
Total	45,600			45,600
Fire Projects (50%)				
Breathing Apparatus	27,000	TCA		27,000
Total	27,000			27,000
Water Services (population and usage based)				
Raw Water Study of Footner Lade (population based allocation 20%)	8,040	Qualifies for cost sharing		8,040
Alum Sludge dewatering system (usage based allocation - 0.04%)	142	TCA		142
Ozone generator replacement (usage based allocation - 0.04%)	325	Not TCA	Agree with Mackenzie County	
Total	8,507			8,182
Total 2010 Projects	195,480			195,155

WILL BE PAYABLE UPON SUBMISSION OF INVOICES IN 2010

195,155

Mackenzie County Budget - Grants to Other Governments

2010 Grants to Local Government Budget	1,500,000	(excludes the pumper truck - \$300,000 is included in the County's 2010 budget)
Estimated payable to TRL	(718,496)	
Estimated payable to THL for operating	(500,000)	
Estimated payable for 2010 as per above to THL for c	(195,155)	
Funds remaining	86,349	

Carol Gabriel

From: Dean Krause [dkrause@highlevel.ca]
Sent: Tuesday, June 15, 2010 11:44 AM
To: Bill Kostiw
Subject: Airport Project
Attachments: DOC061510.pdf

Hi Bill:

Please find attached a letter requesting funding for an airport project. The originals have been mailed. Please call me if you have any questions or want to meet.

Thanks,

Dean Krause, CPT, CLGM
Chief Administrative Officer
Town of High Level

Phone: (780)926-2201
Fax: (780)926-2899
Direct Line (780)821-4001

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*Carol,
Please attach this to
the request RFD.
Thanks
JL*



TOWN OF
HIGH LEVEL

Town of High Level
10511 - 103rd Street
High Level, AB T0H 1Z0
Canada

Telephone: (780) 926-2201
Facsimile: (780) 926-2899
town@highlevel.ca
www.highlevel.ca

June 15, 2010

Mackenzie County
Box 640
Fort Vermilion AB T0H 1N0

Re: High Level Airport Airfield Lighting Control Panel

Dear Mr. Kostiw:

The Town of High Level Airport is experiencing problems with its Airfield Lighting Control Panel which enables NavCan to activate the runway lights when required. On numerous occasions, the panel failed and Transport Canada has advised the Town that if measures are not taken, they may limit the airport to daytime use only. This is a major concern especially considering medi-vac flights.

In 2009, the Town did apply for ACAP funding for an airport field electrical centre project which encompassed the replacement and upgrade of the control panel. The Town has been advised the ACAP grant program is currently under review by the Federal Government. While no firm dates can be provided for completion of this review, Transport Canada has advised it may take up to a year before the existing applications are approved. They have also advised the Town that if the control panel upgrade occurs prior to approval, it will not be funded.

The Town will be lobbying that this project still be considered due to the review process delaying approvals. However, due to the importance of the issue, the Town is proceeding with the panel upgrade which is expected to cost \$100,000.

Under the Shared Service Agreement, the Town may forward emergent projects to the County for consideration under the provisions of the agreement. The Town is respectfully asking the County to consider this project and provide 30% funding. I have enclosed the RFD presented to Council to provide greater detail on the subject. Of course if the Town is successful in its efforts to have this upgrade funded by ACAP, the funds would be reimbursed to the County.

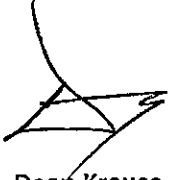
I would also like to take this opportunity to update you on two other airport projects approved by the County for 2010. The first project is the GPS which was budgeted for \$42,000. NavCan has advised the Town that they will be installing this system at the Airport with no cost to the Town or County.

Gateway To The South

The second project was the Airport access road for a cost of \$110,000. Council has elected to defer this project and reconsider it in the 2011 budget process. As such, the Town is only requesting funding for the control panel upgrade for the Airport in 2010.

I thank you in advance for your consideration and would be more than pleased to meet you to discuss this project further.

Sincerely,

A handwritten signature in black ink, appearing to read 'Dean Krause', written over a faint, illegible printed name.

Dean Krause CPT, CLGM
Chief Administrative Officer
Town of High Level

cc:
Town Council



TOWN OF HIGH LEVEL
Request for Decision

Issue:

Airport airfield lighting control system.

Recommendation:

That Council instructs Administration to proceed with the replacement of the Airfield Lighting Control Panel and associated electrical with the funding of up to \$100,000 to be from the Airport Reserve.

FURTHER

The Town submit a request to Mackenzie County to fund the Airfield Lighting Control Panel upgrade project under the Shared Service Agreement.

CAO Comments:

Target Decision Date:

Submitted By: Dean Krause, CAO

Reviewed By: Rodney Schmidt, Director of Protective Services

BACKGROUND

Overview

The High Level Airport has had a number of runway lighting failures in the past several months. Administration is seeking direction from Council to deal with this issue.

Financial:

This project is part of the Airport Field Electrical centre project that Council approved in 2009 subject to receiving ACAP funding. The total cost for the entire project \$362,500. The ACAP program is currently under review by the Federal Government and at this time they are unable to provide the Town a time when the review will be complete or when applications will be awarded.

It should be noted that if the Town spends this money now it is not recoverable from ACAP in the event we are approved in the near future.

The Airport Reserves contain \$145,101.00, with no expenditures budgeted for in 2010. Two informal quotes were acquired for this project with both just under \$100,000.

Of note, Council is considering the GPS project in 2011 which was to be funded from reserves in the amount of \$29,400. This system is now being installed by NavCan.

The Town may also request the County contribute under the emergency project clause in the agreement. This would reduce the Town cost by 30% but it would be subject to County approval or arbitration if requested by either party.

Legislative:

- **Civil Aviation regulation - 302.07 (1)** the operator of an airport shall

(a) Comply

(i) subject to subparagraph (ii), with the standards set out in the aerodrome standards and recommended practices publications, as they read on the date on which the airport certificate was issued,

(ii) in respect of any part or facility of the airport that has been replaced or improved, with the standards set out in the aerodrome standards and recommended practices publications, as they read on the date on which the part or facility was returned to service, and

(iii) with any conditions specified in the airport certificate by the Minister pursuant to

(b) without charge, at the request of a Department of Transport Inspector, allow access to airport facilities and provide the equipment necessary to conduct an inspection of the airport;

(c) review each issue of each aeronautical information publication on receipt thereof and, immediately after such review, notify the Minister of any inaccurate information contained therein that pertains to the airport;

(d) notify the Minister in writing at least 14 days before any change to the airport, the airport facilities or the level of service at the airport that has been planned in advance and that is likely to affect the accuracy of the information contained in an aeronautical information publication;

(iii) at any other time when there are conditions at the airport that could be hazardous to aviation safety;

(2) Subject to subsection (3), the operator of an airport shall give to the Minister and cause to be received at the appropriate air traffic control unit or flight service station, immediate notice of any of the following circumstances of which the operator has knowledge:

(c) any reduction in the level of services at the airport that are set out in an aeronautical information publication;

(e) any other conditions that could be hazardous to aviation safety at the airport and against which precautions are warranted.

- **Agreement on Procedural / Operational Arrangements (APOA) with Nav Canada and The Town of High Level.**

The FSS tower agrees to operate the airfield lighting controls on behalf of the airport and report any problems.

Organizational:

Comments:

The High Level Airport has had a number of runway lighting failures in the past several months. These failures are reported to Transport Canada by Nav Canada staff that work in the Flight Service Station (FSS). A number of the aging components that are causing the airport trouble have been addressed in our recent Airport Capital Assistance Program (ACAP) application. Although our ACAP application was well accepted and recommended for funding in Ottawa. The Canadian Government is in the process of restructuring the way ACAP operates and therefore, no funding has been awarded to date.

The High Level Airport has received a warning from Transport Canada (Warning Attached) that "*continued lighting failures may result in restricting your airport to day only operations unless proper means are taken to prevent these common failures from happening*".

One of the major issues is the Lighting Control Panel (LCP) in the FSS Tower. This LCP operates the Runway Edge Lights, Apron/Taxiway Lights, Precision Approach Path Indicator (PAPI) and the Ramp Lighting. This LCP is in excess of 30 years old and is one

of the main causes of our lighting failures. This LCP needs to be upgraded and replaced with a new one.

There are other contributing factors to the lighting failures, which we are working on ruling out. For example we are going through all the airfield lighting, approximately 84 lights and pulpits. We are checking all the connections, transformers and conducting meggar readings on all wiring.

During the recent lighting failures a high percentage merely required the staff to reset the regulators from remote (which *is operated by the tower*) to manual and back to remote. This would remedy the problem, which confirms that the airfield lighting panel in the tower was the problem.

On a lesser scale there were some failures which required an electrician to change a control relay and a contact block, which can be contributed to normal wear and tear.

The above measures are helping in keeping the system operational, but replacement of the system is needed. The concern of waiting for the ACAP funding is the timing. It may be a year before the program is reviewed, applications reviewed under new guidelines and applications approved. The main concern is that the new system installation may be up to 14 weeks at which time our daylight hours are reduced.

Waiting for the ACAP funding does risk the Airport losing its IFR rating and becoming a daylight hour's airport only. This would also stop any night time medi-vac flights. If we were to lose our IFR rating it would be difficult to get it back. Transport Canada would go over the airport with a fine tooth comb. It would be like applying for new certification for the airport.

Administration does not want the possibility of medi-vacs and scheduled service be disrupted by this situation. As such, Administration is recommending that this project proceed.

Alternatives:

1) That Council instructs Administration to proceed with the replacement of the Airfield Lighting Control Panel and associated electrical with the funding of up to \$100,000 to be from the Airport Reserve.

FURTHER

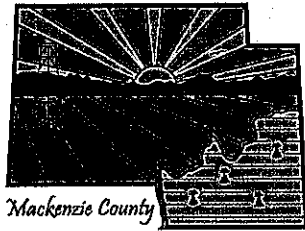
The Town submit a request to Mackenzie County to fund the Airfield Lighting Control Panel upgrade project under the Shared Service Agreement.

2) That Council instructs Administration to proceed with Airfield Lighting Control Panel project when ACAP funding is approved.

Recommended Alternative: 1

Reports/Documents:

- 1) Report one is a summary of Aviation Occurrence Report (AOR) since the beginning of 2010. Submitted by Nav Canada.
- 2) Warning letter from Transport Canada, a corrective action plan has been submitted.
- 3) Request of emergency funding from ACAP. The old ACAP provided for emergency situations funding, apparently this is process is being renewed and not available.



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	John Klassen, Director of Operations-South
Title:	Lagoon Discharge

BACKGROUND / PROPOSAL:

The Lagoon seems to have reached its capacity and can no longer sustain a full year of sewage influx. Therefore, we are purposing Mackenzie County lobby the Provincial Water and Waste Water branch to amend the Lagoon sewage discharge license in order to allow 2 discharges per year.

OPTIONS & BENEFITS:

This will provide a solution to the immediate problem and provide the County with time to formulate a long term solution.

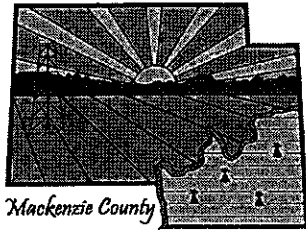
COSTS & SOURCE OF FUNDING:

N/A

RECOMMENDED ACTION:

That Mackenzie County lobby the Provincial Water and Waste Water branch requesting an amendment to the La Crete Lagoon discharge license allowing dual discharges per year.

Author: Pauline Short **Review By:** _____ **CAO** _____



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting: Regular Council Meeting

Meeting Date: June 23, 2010

Presented By: John Klassen, Director, Operations (South)

Title: Trees in Hamlet Public Utility Lots (PULs) and Lanes

BACKGROUND / PROPOSAL:

Operations staff have been encountering problems with trees in Public Utility Lots (PULs) and lanes. When they die, branches or the whole tree falls into private yards and/or onto public property. It then becomes a question of who cleans these up and who pays for that clean up. There are also problems with lot grading and public right-of-way drainage because these cannot be addressed properly if the trees remain standing.

This is happening because developers have been allowed to leave natural tree stands in PULs and lanes. Often people become attached to the trees on these parcels and don't want them cleared.

Based on the limited research administration was able to do, it appears that many other municipalities recognize that these parcels belong to the municipality and simply cut the trees or, for those who want to plant trees on public land, have an agreement that the municipality can cut the trees if it finds it necessary to do so to protect services. Some municipalities encourage trees to be kept to provide green space for residents and some give 5 days written notice to adjacent landowners where trees are to be removed from public land.

Author: M.J. Van Order, Director,
Planning & Development and J.
Klassen, Director, Operations (South)

Reviewed by: _____

CAO _____

OPTIONS & BENEFITS:

Option 1

As **lanes** are technically public right of ways (and PULs are not), all trees in lanes should be cleared by County staff and in the future no trees should be allowed to remain in **lanes**.

Option 2

Clear all trees currently in **PULs** and in the future do not allow natural stands of trees to remain on **PULs**.

Option 3

Groom (remove any dead) all trees currently in **PULs** and in the future do not allow natural stands of trees to remain on **PULs**.

Option 4

Groom (remove any dead) all trees currently in **PULs** and continue the current practice of allowing natural stands of trees to remain in **PULs**.

COSTS & SOURCE OF FUNDING:

The cost to clear existing trees in lanes and clear or groom existing trees in PULs will be borne by County. If, for future development, trees are not allowed to remain on PULs, then the cost to clear them should be borne by the developer.

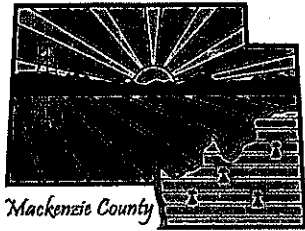
RECOMMENDED ACTION:

For discussion.

Author: M.J. Van Order, Director,
Planning & Development and J.
Klassen, Director, Operations (South)

Reviewed by: _____

CAO _____



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	John Klassen, Director of Operations-South
Title:	Brush Clearing Request in Mackenzie County Right of Way

BACKGROUND / PROPOSAL:

A request was received from a landowner to clear brush in a portion of a Mackenzie County Right of Way to allow access for ATCO to install services to his land location. For your perusal, please find attached a copy of the aerial showing this land location and Right of Way.

OPTIONS & BENEFITS:

N/A

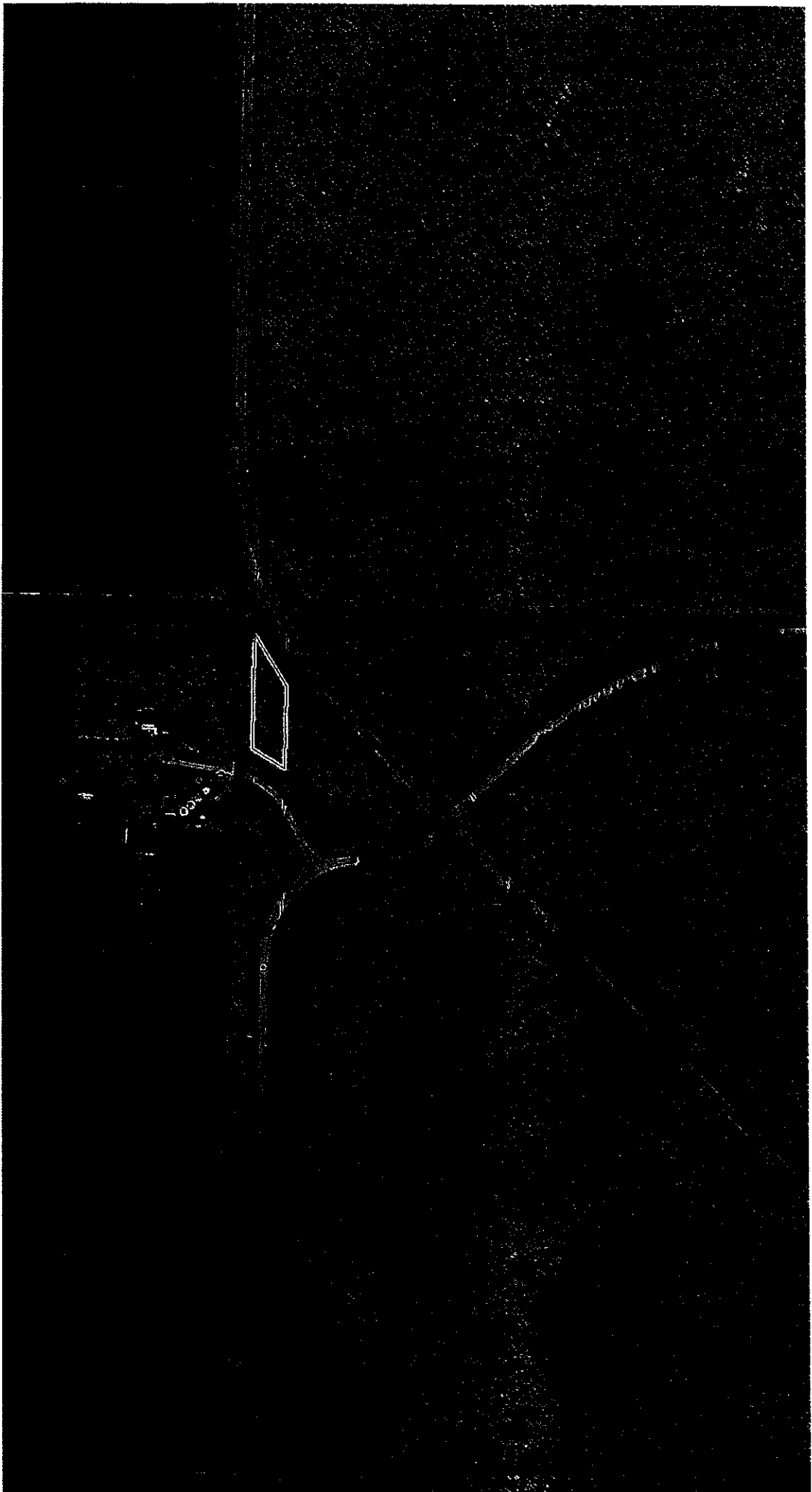
COSTS & SOURCE OF FUNDING:

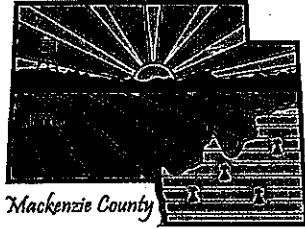
N/A

RECOMMENDED ACTION:

For discussion.

Author: Pauline Short Review By: CAO





MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	John Klassen, Director of Operations-South
Title:	Dust Control

BACKGROUND / PROPOSAL:

Mackenzie County is requesting a review of the current Dust Control Policy in consideration of inquiries we have received pertaining to why some roads in the County are dust controlled and others in the hamlet are not. We are attaching a copy of our current Dust Control Policy for your perusal.

OPTIONS & BENEFITS:

The two locally supplied products, which have a similar application procedure as calcium, are less labor intensive to apply as compared to DL-10-40 Oil. The costs associated with each application are as follows:

Calcium: .25¢/litre
 All applications: 3 litres/m² = .75¢/m²

DL 10-40 Oil: .63¢/litre
 1st application: 3-4 litres/m² = \$2.52/m²
 Subsequent applications: 1-2 litres/m² = \$1.26/m²

Test Products :

Canola Oil: \$1.40/litre
 Application : 2 litres/m² = \$2.80/m²
 4 litres/m² = \$5.60/m²

Durasoil : \$2.00/litre
 Application : 2 litres/m² = \$4.00/m²
 4 litres/m² = \$8.00/m²

Author: Pauline Short **Review By:** _____ **CAO** _____

COSTS & SOURCE OF FUNDING:

With calcium being the most cost effective out of all products, the County could provide two applications of calcium each season at a lesser rate than all other products.

RECOMMENDED ACTION:

That Mackenzie County provide calcium as the only alternative for dust control.

Author: Pauline Short **Review Date:** _____ **CAO** _____

Mackenzie County

Title	DUST CONTROL	Policy No:	PW009
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Legislation Reference	Municipal Government Act, Section 18
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Purpose
To establish the procedures and standards for dust control on municipal roads.

Policy Statement and Guidelines

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1. Definitions:

For the purpose of this Policy terms shall be defined as follows:

- a) A Senior Citizen residence is a residence where the adults are over the age of 65.
- b) High Traffic Roads are those gravel surfaced roads which are through roads or have a minimum of 4 residences that travel past the applicant's property.
- c) Property Owners are those private residents that own property in the County that is fronted by a municipal road. Dust Control may ONLY be applied on the municipal road fronting the applicant's property.

2. Dust control is primarily the responsibility of the Property Owner.

- a) The municipality shall apply dust control at their own cost on an annual basis, provided there is funding in the budget, in the following areas:
 - i) Hamlet Residential (**excluding Hamlet Country Residential**)
 - ii) Hamlet Commercial
 - iii) Hamlet Industrial
 - iv) High traffic zones within the hamlets
 - v) School zones
 - vi) 1 passing zone every 30 km and at major intersections along M.D. roads built to provincial highway standards.
- b) The municipality shall consider extending their dust control service on municipal roads to Property Owners at a fee established by the Fee Schedule Bylaw. This dust control service would be in either Calcium Chloride or DL 10-40. The length of application would be a maximum of 200 linear meters.
- c) Rural commercial/industrial ventures must apply dust control, at their own cost, to problem areas as determined by the municipality. Non-compliance of this policy shall result in the area being serviced by the municipality on a full cost recovery basis.

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3. Dust Control for Seniors

- a) Once annually and at the municipality's expense, the municipality may provide dust control for Senior Citizens who live adjacent to high traffic gravel surfaced roads. **All residents at the site must be senior citizens for the site to qualify under this policy. The residence must be within 100 meters from the roadway.**

4. Type of Dust Control Application

- a) Unless approved otherwise, the municipality's dust control agents shall be applied once in late spring. The application shall be as determined by the municipality. **For DL 10-40 this is normally 2 liters per square meter. For Calcium Chloride this is normally 2 liters per square meter.**
- b) The municipality shall consider the impact on the environment and the financial resources available when it chooses dust control agents. Dust control agents must be approved by the appropriate government agency and be used in accordance with any relevant regulations and specifications.
- c) The municipality may authorize petroleum companies to spread oily by-products on municipal roads provided that
- (i) the petroleum company has authorization from Alberta Environmental Protection, and other appropriate government agencies,
 - (ii) the application can be coordinated with municipal road maintenance programs, and
 - (iii) the application will not harm the road.

5. Advertising

- a) A notice in the local newspaper in the spring prior to the establishment of the dust control program shall advise the ratepayers of this policy, its costs, and the procedure to have a dust control product applied on a road.
- b) Application forms for the first dust control application shall be submitted by **May 30 annually**. Further dust control requests will be accommodated by the County if and when possible.

	Date	Resolution Number
Approved	Sept 5/00	00-489
Amended	May 7/02	02-314
Amended	June 12/03	03-387
Amended	December 2/03	03-588
Amended	May 25, 2005	05-285
Amended	May 8, 2007	07-426

BYLAW NO. 686/08

**BEING A BYLAW OF THE
MACKENZIE COUNTY
IN THE PROVINCE OF ALBERTA
TO ESTABLISH A FEE SCHEDULE FOR SERVICES**

WHEREAS, pursuant to the provisions of the Municipal Government Act, Revised Statutes of Alberta, 2000, Chapter M-26, Section 8(c)(i), requires fees to be established by bylaw.

NOW THEREFORE, the Council of Mackenzie County, in the province of Alberta, duly assembled, enacts as follows:

1. That the Service Fee Schedule be amended to read as follows:

Item	Amount	GST
Photocopying	\$0.25/sheet	Applicable
Laminating	Double cost of map (min \$5)	Applicable
Tax Certificates	\$25.00	N/A
Compliance Certificates	\$50.00	N/A
Land Titles	\$5.00	Applicable
County Ownership Maps	\$15.00	Applicable
County Ownership Map Booklet –Laminated	\$50.00	Applicable
Individual Pages - Laminated	\$10.00	
Hamlet Maps	\$5.00	Applicable
Aerial Photos	\$5.00	Applicable
All Custom Maps up to 17" x 22"	\$5.00	Applicable
All Custom Maps Larger than 17" x 22"	\$10.00	Applicable
River Map - 14 Laminated Pages	\$25.00	Applicable
Area Structure Plan	\$15.00	Applicable
General Municipal Plan	\$25.00	Applicable
Land Use Bylaw	\$35.00	Applicable
Land Use Bylaw Amendment	\$150.00	N/A

Item	Amount	GST
Development Permit - Other than Commercial or Industrial	\$25.00	N/A
Development Permit – Commercial and Industrial	\$50.00	N/A
Residential/Home Development Permit after Commencement of Construction/Development	\$500.00	N/A
Commercial/Industrial Development Permit after Commencement of Construction/Development	1% of appraised building value plus appraisal cost	N/A
Other Development after Commencement of Construction/Development	\$100.00	N/A
Development Permit after Legal Counsel Intervention	Legal Fee Cost	N/A
Development Permit Time Extension	\$50.00	N/A
Subdivision and Development Appeal (refundable if appeal is successful)	\$250.00	N/A
Subdivision Time Extension	\$50.00	N/A
Subdivision or Boundary Adjustment Application (all or a portion of the subdivision application may be refundable at the discretion of the MPC)	\$700 + \$200/lot created	N/A
Boardroom Rental (no charge to non-profit community groups)	\$50.00/day	Applicable
Council or other Board Minutes	\$5.00/set	Applicable
Winter Maintenance Flags	\$20.00/1/4 mile	Applicable
Senior/Handicapped Snowplow Flags (Where the Senior/Handicapped person lives in a rural residence where all other persons, excluding spouse or dependent, residing on the property are also Senior Citizens or Handicapped persons)	No Charge	N/A
Dust Control Calcium Chloride	\$500/200 linear meters per application	Applicable
Dust Control DL 10-40	\$1,000/200 linear meters per application	Applicable
Dust Control for Seniors	No Charge	

Item	Amount	GST
Sanding Unit & Tandem Truck	\$110.00/hr., min. chg.-1/2 hr	Applicable
Alberta Agriculture's Irrigation Pump/Pipe	\$300.00/48 hours \$100.00/each additional 24 hours	Applicable
75 HP Tractor Mower 15'	\$55.00 per hour (minimum charge ½ hr.)	Applicable
35 HP Tractor Mower 6'	\$35.00 per hour (minimum charge ½ hr.)	Applicable
Weed Eater	\$20.00 per hour (minimum charge ½ hr.)	Applicable
Sewer Auger	\$20.00 per hour \$100.00 per 24 hours	Applicable
Water Line Thawing Unit	\$20.00 per hour \$100.00 per 24 hours	Applicable

2. Equipment that is not listed in this bylaw will be charged according to the current Alberta Roadbuilders and Heavy Equipment Association Equipment Rental Rates Guide, less 20%.
3. This bylaw revokes all previous bylaws with fees pertaining to fees in this bylaw.
4. In the event that this bylaw is in conflict with any other bylaw, this bylaw shall have paramountcy.

READ a first time this 6th day of November, 2008.

READ a second time this 6th day of November, 2008.

READ a third time and finally passed this 6th day of November, 2008.

(original signed)

REEVE

(original signed)

CHIEF ADMINISTRATIVE OFFICER



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	William Kostiw, Chief Administrative Officer
Title:	Research Station Water & Sewer

BACKGROUND / PROPOSAL:

The County has extended waterline from Fort Vermilion to boundary. Research Council is requesting water/sewer line to be extended. Proposal is that Council work with them to get connected.

OPTIONS & BENEFITS:

Option would be to hook up or not to hook up? They would assist in paying for the regional water line and enhance the development of the research station.

COSTS & SOURCE OF FUNDING:

No cost to the County it is paid for by the Federal Government. Estimated costs to Research Council would be \$15,000 for water and \$10,000 for sewer, this would be paid to the County.

RECOMMENDED ACTION:

Council approve Administration to finalize negotiations with the Research Council to extend the waterline within the price range.

Author: W. Kostiw Review by: _____ CAO _____

Miranda McAteer

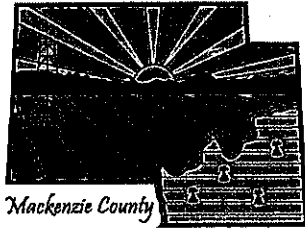
From: fortvagc@telusplanet.net
Sent: Tuesday, June 08, 2010 10:58 AM
To: Bill Kostiw
Cc: girardd@agr.gc.ca; jensenm@agr.gc.ca
Subject: Town water & sewer

Hi Bill,

i have talked to Lacombe as to our meeting in April about getting the water and sewer services to the Ag Canada site. We will need a price quote and possibly purchasing options so that they can take this to the next level.

Thanks

Joe



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	William Kostiw, Chief Administrative Officer
Title:	Water Management Projects Update

BACKGROUND / PROPOSAL:

The County has been working on several large Water Management projects for many years and our major challenge is working with Alberta Environment.

OPTIONS & BENEFITS:

Continue with the projects ie: AJA Friesen, High Level East and Blue Hills.

COSTS & SOURCE OF FUNDING:

2010

RECOMMENDED ACTION:

That the County continue working with Alberta Environment and local farmers to complete the projects.

Author: W. Kostiw Review by: _____ CAO _____

Carol Gabriel

From: Terry Sawchuk (AENV) [Terry.Sawchuk@gov.ab.ca]
Sent: Tuesday, May 04, 2010 3:57 PM
To: Bill Kostiw
Cc: Gary Sasseville
Subject: AJA Friesen Drainage

Hi Bill -

As follow up to our telephone conversation this morning I would like to confirm Alberta Environment's requirements to proceed with processing the Water Act approval for the project. Following review of the preliminary conceptual plan put forward by Genivar, and discussions with the consultants in January of 2010, it was agreed that there could be some modifications to the lower end of the project to minimize the amount of activity in the crown land section and, hopefully save some project dollars by lessening the length and depth of the required channel. It was my understanding that there would be some changes made to the downstream portions of the project design and detailed designs (including profiles, road and access crossing designs and tie-ins to the existing drainage channels), would be finalized and be submitted as the basis for the Water Act approval.

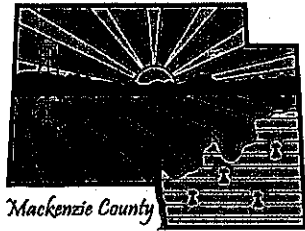
It should also be restated that the County is responsible to ensure that all right-of-way and easements are obtained to allow for the construction and maintenance of the project on both Crown and private land. There is also a public notification process for the project to allow any affected parties the opportunity to review and state any concerns they may have with the proposal. If all of the access agreements are in place, you may choose to request a waiving of the advertising requirement based on the fact that landowners are aware and agree with the proposal.

If you have any questions or wish to discuss this further you can contact me dierctly.

Terry Sawchuk
Water Technologist

Northern Region
Environmental Management
Alberta Environment
9621 96 Ave
Peace River AB T8S 1T4
Tel (780) 624-6239 Fax (780) 624-6335

699-9359



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	John Klassen, Director of Operations-South
Title:	Right of Way License Agreement

BACKGROUND / PROPOSAL:

Mackenzie County was contacted by a landowner inquiring if he could farm our Right of Way Road Allowance located at the Western Boundary of NW-14-102-18-W5. Please find attached a copy of a license agreement, along with an aerial, for your perusal.

OPTIONS & BENEFITS:

Farming of our Right of Way Road Allowance will help control weeds.

COSTS & SOURCE OF FUNDING:

RECOMMENDED ACTION:

That Mackenzie County approve the attached license agreement.

Author: Pauline Short **Review By:** _____ **CAO** _____

THIS AGREEMENT No. **LA-LC-10-01** MADE THIS ___ DAY OF _____, 2010.

BETWEEN:

MACKENZIE COUNTY

a municipal corporation pursuant to the
laws of the Province of Alberta
(hereinafter referred to as the "Municipal District")

OF THE FIRST PART

- and -

HERMAN W. FRIESEN AND MARIA FRIESEN

of La Crete,
in the Province of Alberta
(hereinafter referred to as the "Licensee")

OF THE SECOND PART

LICENSE AGREEMENT

WHEREAS:

- A. Mackenzie County has direction, management, and control of all public roads in Mackenzie County in accordance with the provisions of the Municipal Government Act Revised Statutes of Alberta 2000, Ch. M-26 and the Highway Traffic Act RSA 1980, Ch. H-7;
- B. Mackenzie County has direction, management, and control of road allowance(s) described as adjacent to:

Western Boundary of NW 14-102-18-W5M

(From the existing Developed Local Road)

(hereinafter referred to as the "Road Allowance");

- C. The Licensee desires a non-exclusive license to utilize a portion of the Road Allowance from Mackenzie County for the purposes and under the terms and conditions contained herein;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the payments set forth herein, and the mutual covenants, conditions and terms contained herein, the parties hereto agree as follows:

1. Mackenzie County hereby grants to the Licensee the right to non-exclusive use of all that portion of the Road Allowance as is outlined in red on Schedule "A" hereto (hereinafter referred to as the "License Area"), for the purposes hereinafter specified, subject to the terms and conditions set forth herein.
2. The License granted herein shall be limited solely to the purpose of clearing and accessing adjacent property NW14-102-18-W5M
3. The term of this License shall be **Open Ended**, commencing on the ____ day of _____, 2010 subject to provisions for renewal and earlier termination as provided herein.
4. In consideration of the rights herein conferred upon the Licensee, the Licensee shall pay to Mackenzie County the sum of \$1.00 [or such other amounts as appropriate], plus applicable Goods and Services Tax, to be paid upon the execution of this License Agreement by the parties.
5. Mackenzie County shall have the full right to occupy and use the License Area in any manner whatsoever deemed appropriate by Mackenzie County, provided that Mackenzie County shall not unreasonably interfere with the rights conferred upon the Licensee.
6. The Licensee, by performing and observing the covenants and conditions contained herein, shall be entitled to peaceably exercise the rights herein granted to the Licensee without any unreasonable hindrance, molestation or interruption from Mackenzie County.
7. The Licensee shall provide Mackenzie County prompt written notice of any accident, damage or injury occurring on the License Area however caused.
8. The Licensee shall at all times indemnify and save harmless Mackenzie County, its officers, directors, employees and agents from and against any and all liabilities, claims, demands, losses, costs, charges, expenses (including without limiting the generality of the foregoing, all legal fees and disbursements on a solicitor and own client full indemnity basis and any amount paid to settle any actions or satisfy any judgments), actions, and other proceedings (including those in connection with workers' compensation or any similar or successor arrangement) made, brought against, suffered by or imposed on Mackenzie County, its officers, directors, employees and agents in respect of anything arising from the license of the License Area to the Licensee under this License Agreement, or for any reason whatsoever, or in respect of any loss, damage or injury (including injury resulting in death):
 - (a) to any person or property (including, without restricting the generality of the foregoing, employees, invitees, contractors, agents and property of Mackenzie County) directly or indirectly arising out of, resulting from or sustained by reason

of the occupation or use of the License Area, or any operation in connection therewith or any fixtures or chattels thereon, or

- (b) to any person while on adjoining lands of Mackenzie County in the course of that person's entry onto or exit from the License Area.
9. Mackenzie County shall not be liable, directly or indirectly, for any personal injuries that may be suffered or sustained by any person who may be on the Road Allowance or for any loss of or damage or injury to property belonging to the Licensee or any other person.
 10. The Licensee shall compensate Mackenzie County for all damage to property of Mackenzie County arising out of the activities of the Licensee on or adjacent to the License Area, whether or not such activities are in pursuance or purported pursuance of the rights herein granted to the Licensee.
 11. The Licensee shall provide proof of comprehensive general liability insurance with insurable limits of now less than TWO MILLION (\$2,000,000.00) DOLLARS for each occurrence or incident from his/hers' contractor to the satisfaction of Mackenzie County, upon demand.
 12. The Licensee acknowledges and agrees that all property of the Licensee which may hereafter be located on, under, over, or adjacent to, the License Area shall be at the sole risk of the Licensee, and Mackenzie County shall not be liable for any loss or damage thereto, howsoever occurring and the Licensee hereby releases Mackenzie County from all actions, claims, demands, suits or proceedings whatsoever in respect of any such loss or damage.
 13. If, in the sole opinion of Mackenzie County, the Licensee undertakes or permits any activity whatsoever within the License Area which is outside of, or inconsistent with, the permitted uses contemplated herein, which may be a nuisance or cause damage, or if the Licensee is in default of any of the terms or conditions of this License Agreement, Mackenzie County may, in its absolute discretion:
 - (a) give the Licensee ten (10) days written notice to rectify or remedy any such nuisance, improper activity, or default, and failing the Licensee remedying or rectifying same this License Agreement and the rights herein conferred upon the Licensee shall automatically terminate and the Licensee shall forthwith vacate the License Area; or
 - (b) give the Licensee notice of immediate termination of this License Agreement and the rights herein conferred upon the Licensee, and the Licensee shall forthwith vacate the License Area.
 14. The Licensee and Mackenzie County agree that the rights of the Licensee are only personal in nature and that nothing contained herein confers upon the Licensee any legal or equitable estate whatsoever in the lands within the Road Allowance.

15. The rights herein conferred upon the Licensee are not, and shall not be construed as, covenants running with the land and the Licensee shall not register at the Land Titles Office any instrument whatsoever which claims any interest, legal or equitable, in the lands within the License Area.
16. The Licensee shall not assign this License Agreement, either in whole or in part, without the prior written consent of Mackenzie County, which consent may be withheld for any reason whatsoever.
17. During the term of this License Agreement, the Licensee shall at its own expense maintain and keep the License Area in a reasonable state of repair and in a safe and tidy condition, which shall include minor repairs, cleaning, and regular yard maintenance.
18. In the event that Mackenzie County deems it necessary or appropriate to cause or allow third parties to construct or install permanent underground or aboveground utility lines, pipeline facilities, transmission lines and drainage swells which will cross the License Area, or to perform such other work upon the License Area as may be deemed necessary in the sole discretion of Mackenzie County, the Licensee shall in no way interfere with or hinder the construction, installation, repair or maintenance undertaken by Mackenzie County or any person to whom Mackenzie County has granted such permission, and further, the Licensee shall forthwith, upon the request of Mackenzie County, execute such further documentation as deemed appropriate in the sole discretion of Mackenzie County for the purposes of expediting or permitting the construction or installation of permanent underground or aboveground utility lines, pipeline facilities, transmission lines and drainage swells or other such work within the License Area by Mackenzie County or the nominee of Mackenzie County.
19. The Licensee agrees that it shall not dig or excavate, or install or erect any trees, shrubs, landscaping, buildings, fences, improvements or structures, upon or in the License Area without the express written consent of Mackenzie County. If Mackenzie County permits the Licensee to dig or excavate, or install or erect any trees, shrubs, landscaping, buildings, improvements or structures, the same are to be constructed in a workmanlike manner so as to minimize damage to the License Area, and the Licensee shall, after any such work, restore the License Area to a level and condition equivalent to that which existed prior to the commencement of any such construction.
20. Mackenzie County hereby permits the Licensee to construct a fence on the License Area. The said fencing is to be considered the sole property of the Licensee and is to be repaired and maintained solely by the Licensee. Said fence must contain a gate located so as to provide reasonable access to the License Area by Municipal vehicles or such other parties as authorized by Mackenzie County.
21. Upon the expiration or earlier termination of this License Agreement, the Licensee shall remove all property of the Licensee from the License Area. The road constructed by the

Licensee may remain and the Licensee shall not be required to restore the land to the condition that existed prior to the granting of this License.

22. The Licensee shall at all times and in all respects abide by all laws, bylaws, legislative and regulatory requirements of any governmental or other competent authority relating to the use and occupation of the License Area.
23. If the Licensee fails or neglects to perform any of its obligations under this License Agreement, then Mackenzie County shall have the right, but shall not be obligated; to take such action as is reasonably necessary in the sole discretion of Mackenzie County to perform such obligations. In such event, the Licensee shall be responsible for the payment of all costs incurred by Mackenzie County forthwith to Mackenzie County. If Mackenzie County exercises its right under this provision, then Mackenzie County shall not be responsible for any loss or damage, however caused, to any property of the Licensee.
24. Notwithstanding anything to the contrary contained herein, it is understood between the Licensee and Mackenzie County that Mackenzie County shall have the absolute right and privilege to terminate this License herein granted (together with all rights contained herein or ancillary thereto) upon Mackenzie County providing to the Licensee Thirty (30) days written notice of such termination. It is understood between the Licensee and Mackenzie County as well that the Licensee shall have the absolute right and privilege to terminate this License herein granted (together with all rights contained herein or ancillary thereto) upon the Licensee providing to Mackenzie County Thirty (30) days written notice of such termination.
25. Any notice to be given by the parties hereto shall be in writing and shall either be delivered personally or mailed by prepaid registered mail as follows:
 - (a) to Mackenzie County: Mackenzie County
Box 1690
La Crete AB T0H 2H0
 - to the Licensee: Herman W. Friesen & Maria Friesen
Box 727
La Crete AB
T0H 2H0

Notice given in any such manner shall be deemed to have been received by the party on the day of delivery or upon the seventh (7th) day after the day of mailing. Any party may change its address for service from time to time upon written notice to that effect.

26. The terms and conditions set forth herein, together with the Schedules, shall constitute all of the terms and conditions of this License Agreement, and there are not other terms, conditions, covenants, agreements, representations or warranties, either express or implied, arising between the parties hereto except as expressly set forth herein. If any provision of this License Agreement is illegal or unenforceable it shall be considered separate and

severable from the remaining provisions, which shall remain in force as if the unenforceable provision has never been included.

27. Any condoning, excusing or overlooking by Mackenzie County of any default, breach or non-observance by the Licensee at any time or times in respect of any covenant, proviso or condition herein contained shall not operate as a waiver of Mackenzie County's rights hereunder in respect of any subsequent default, breach or non-observance nor so as to defeat or affect in any way the rights of Mackenzie County hereunder in respect of any subsequent default, breach or non-observance.
28. This License Agreement shall enure to the benefit of and be binding upon the parties hereto, their respective executors, administrators and permitted assigns.
29. The terms and obligations of this License Agreement, which by their context are meant to survive the expiry or earlier termination of this License Agreement, shall so survive for the benefit of the party relying upon the same.
30. The parties hereby acknowledge and confirm that each was advised by the other to obtain independent legal or other professional advice and that by executing this License Agreement each hereby confirms that it has had the opportunity to seek independent legal or professional advice prior to executing this License Agreement and has either:
 - (a) obtained such legal or other professional advise; or
 - (b) waived the right to obtain such independent legal or other professional advice.

IN WITNESS WHEREOF the parties hereto have executed this Agreement as of the day and year first above written.

MACKENZIE COUNTY

Per: _____

LICENSEE

Witness to signature of:

HERMAN W. FRIESEN

Witness to signature of:

MARIA FRIESEN

SCHEDULE "A"

Forming part of an agreement between the

Mackenzie County

And

Herman W. Friesen & Maria Friesen

Dated: _____, 2010

The License Area

As per attached aerial.

AFFIDAVIT OF EXECUTION

CANADA) I, _____, of the
) City/Town of *La Crete*
PROVINCE OF ALBERTA) in the Province of Alberta
))
TO WIT:) **MAKE OATH AND SAY THAT:**

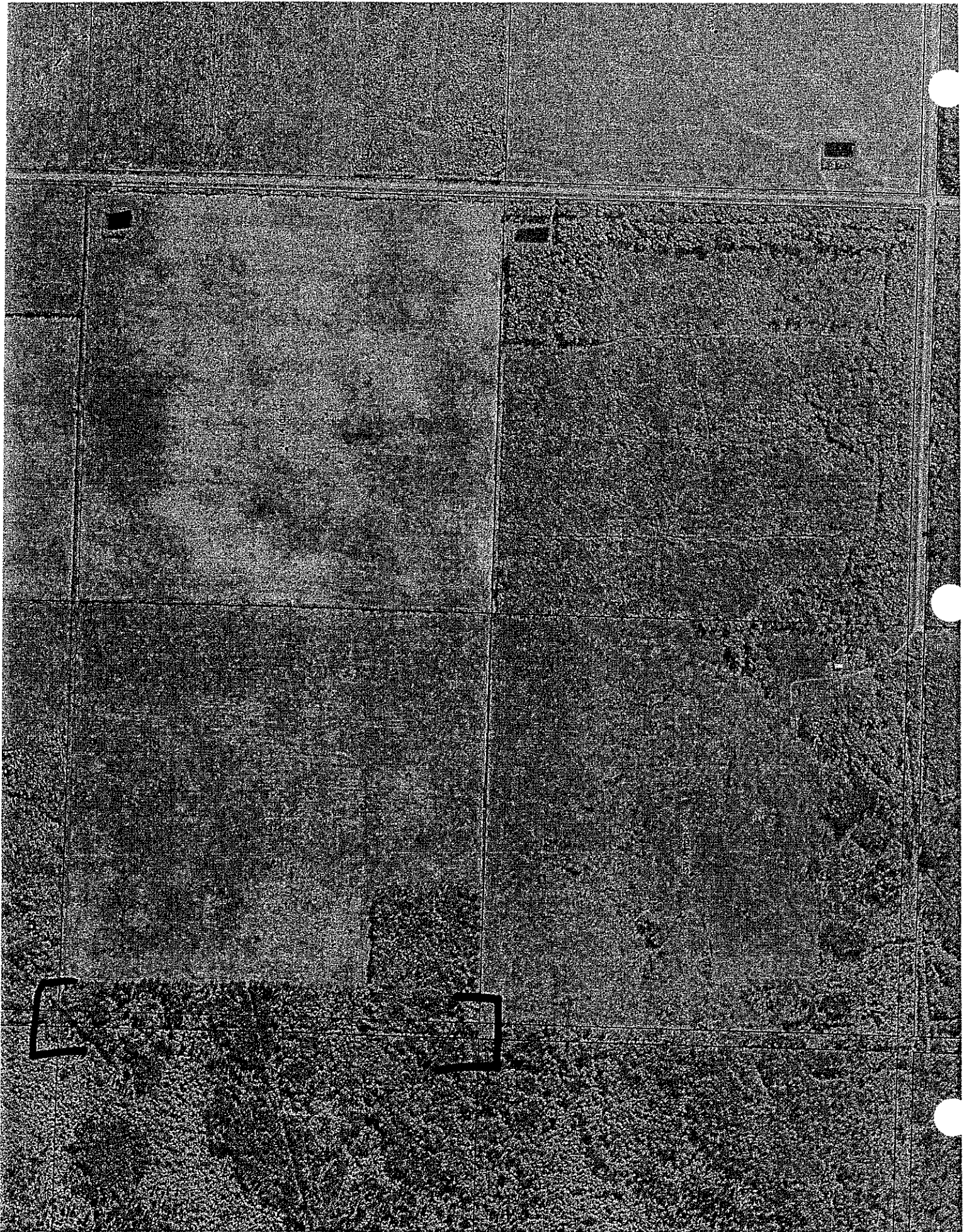
1. I was personally present and did see *Herman W. Friesen & Maria Friesen*, named in the within (or annexed) instrument, who is personally known to me to be the person named therein, duly sign and execute the same for the purposes named therein.

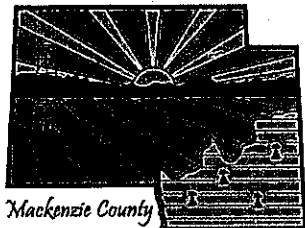
2. THE SAME was executed at the *hamlet of La Crete*, in the Province of Alberta, and that I am the subscribing witness thereto.

3. I KNOW the said *Herman W. Friesen & Maria Friesen* and they are, in my belief, of the full age of eighteen (18) years.

AFFIRMED BEFORE ME AT the hamlet of)
La Crete, in the Province)
of Alberta, this ___ day of _____,)
2010.)

A Commissioner for Oaths in and for)
the Province of Alberta)





MACKENZIE COUNTY

REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	Mary Jo Van Order, Director of Planning and Development
Title:	Bylaw 767-10 Road Closure All that Portion of 109th Street Lying Adjacent to and East of Plan 082 9175, Block 38, Lots 1, 2 and Lot 3 Public Utility Lot (La Crete)

BACKGROUND / PROPOSAL:

Bylaw 740/09, for the cancellation of Subdivision Plan 082 9175, in its entirety (including subdivision road and Public Utility Lot), was adopted by Council on November 25, 2009. In an effort to ensure that the Bylaw wording was correct, it was forwarded to Alberta Land Titles for review. Land Titles indicated that the Bylaw was okay, however, when it was submitted for registration, together with the subdivision documentation for 26-SUB-09 (Knelsen Sand and Gravel), it was rejected. Bylaw 740/09 needed to include a road closure. A separate road closure bylaw is needed for that portion of 109th Street contained within the subdivision.

Bylaw 767-10 is presented to Council for the closure of all that portion of 109th Street lying adjacent to and east of Plan 082 9175, Block 38, Lots 1, 2 and 3 Public Utility Lot.

HISTORY/DETAILS:

It is the practice of the Planning Department, when preparing Bylaws that will be registered with Alberta Land Titles, to forward a draft copy to Land Titles for review prior to presentation and adoption by Council. This practice is intended to ensure that the document meets Land Titles specifications for registration and an attempt to avoid registration rejections. This practice was followed for Bylaw 740/09 however recent conversations with Land Titles staff revealed that the only portion of the Bylaw that they

Author: Marion Krahn,
Development Officer

Reviewed by: Mary Jo Van Order,
Director of Planning
and Development

CAO

review is the description of the lands. In addition, Land Titles staff advised that they will not note their response for any other items or documentation that are required for the Bylaw registration. Land Titles further advised that the complete review of the documentation is conducted only when submitted for registration. Planning staff was not aware of this practice and proceeded with Bylaw 740/09 believing that it was acceptable for registration.

The registration of Bylaw 740/09 was delayed until the subdivision documentation for 26-SUB-09 was submitted in an effort to ensure that the landowners of the two lots would not run into conflicts with their mortgage company.

Part of the issue regarding this property dates back to a dispute between the developer and the surveyor for Subdivision Plan 082 9175. This subdivision was near completion when the developer indicated that the pins for the road were in the wrong place. This resulted in confusion as to whether only the road or the entire subdivision was intended to be shifted 5 meters to the west. The subdivision was registered however the plan contained an error. The error was corrected on the registered plan however not in the ground until the following spring and this lead to confusion for the purchasers of the two lots. The end result was an agreement between the owners of the two lots and developer to amend the subdivision boundaries (Bylaw 740/09 to cancel the subdivision and new boundaries to be established by subdivision 26-SUB-09).

OPTIONS & BENEFITS:

Bylaw 767-10 is needed in order for the registration of subdivision 26-SUB-09 to be completed.

COSTS & SOURCE OF FUNDING:

N/A.

RECOMMENDED ACTION:

MOTION 1:

That first reading be given to Bylaw 767-10, being a Road Closure Bylaw for the closure and sale of all that portion of Internal Subdivision Road Allowance lying adjacent to and east of Plan 082 9175, Block 38, Lots 1, 2 and 3PUL for the purpose of reverting the lands back into Part of SW 9-106-15-W5M, from which it was taken.

Author: Marion Krahn,
Development Officer

Reviewed by: Mary Jo Van Order,
Director of Planning
and Development

CAO

BYLAW NO. 767-10
BEING A BYLAW OF
MACKENZIE COUNTY
IN THE PROVINCE OF ALBERTA

FOR THE PURPOSE OF CLOSING AN
INTERNAL SUBDIVISION ROAD ALLOWANCE IN ACCORDANCE
WITH SECTIONS 22, 24 AND 606 OF THE MUNICIPAL GOVERNMENT ACT,
CHAPTER M-26, REVISED STATUTES OF ALBERTA 2000

WHEREAS, Council of Mackenzie County has determined that the internal subdivision road allowance, as outlined on Schedule "A" attached hereto, be subject to a road closure, and

WHEREAS, notice of intention of the Council to pass a bylaw will be published in a locally circulated newspaper in accordance with the Municipal Government Act, and

NOW THEREFORE, be it resolved that the Council of Mackenzie County does hereby close and sell the internal subdivision road allowance described as follows, subject to the rights of access granted by other legislation or regulations:

All that portion of Internal Subdivision Road Allowance
Lying adjacent to and east of
Plan 082 9175, Block 38, Lots 1, 2 and Lot 3PUL
containing 0.05 hectares (0.12 acres) more or less
Excepting thereout all mines and minerals.

READ a first time this ____ day of _____, 2010

Greg Newman
Reeve

William Kostiw
Chief Administrative Officer

APPROVED this ____ day of _____, 2010

Minister of Transportation

Approval valid for _____ months.

READ a second time this ___ day of _____, 2010

READ a third time and finally passed this ___ day of _____, 2010.

Greg Newman
Reeve

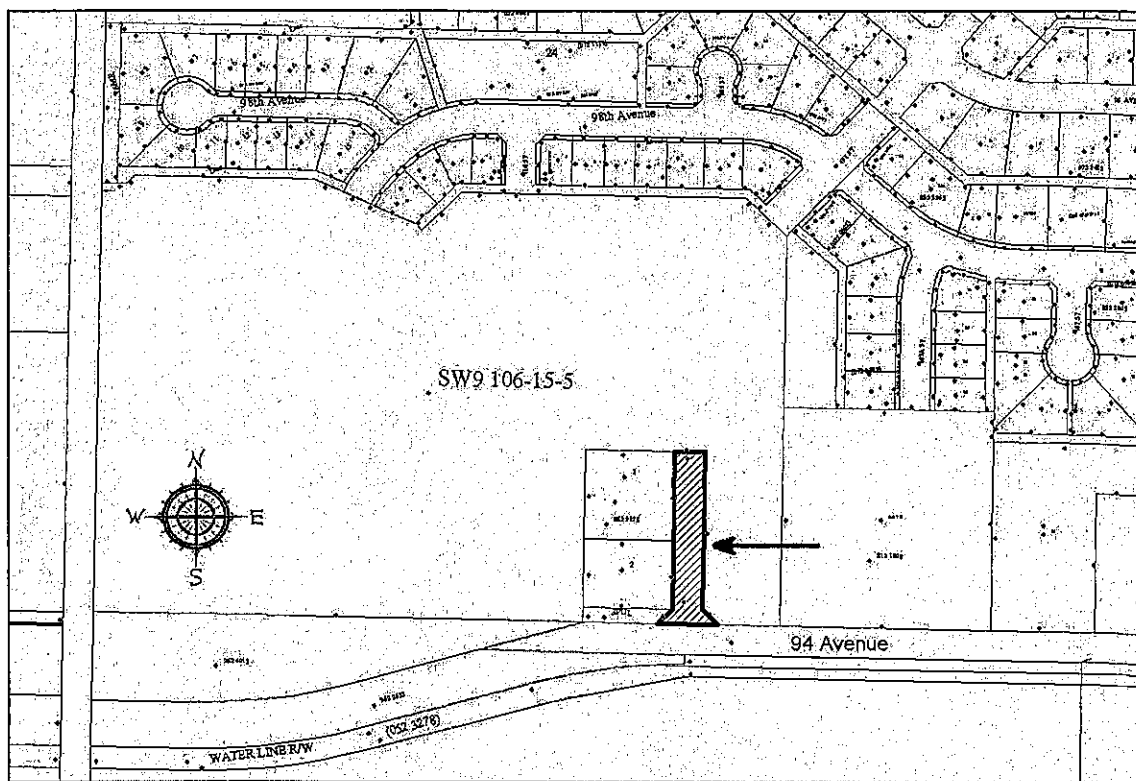
William Kostiw
Chief Administrative Officer

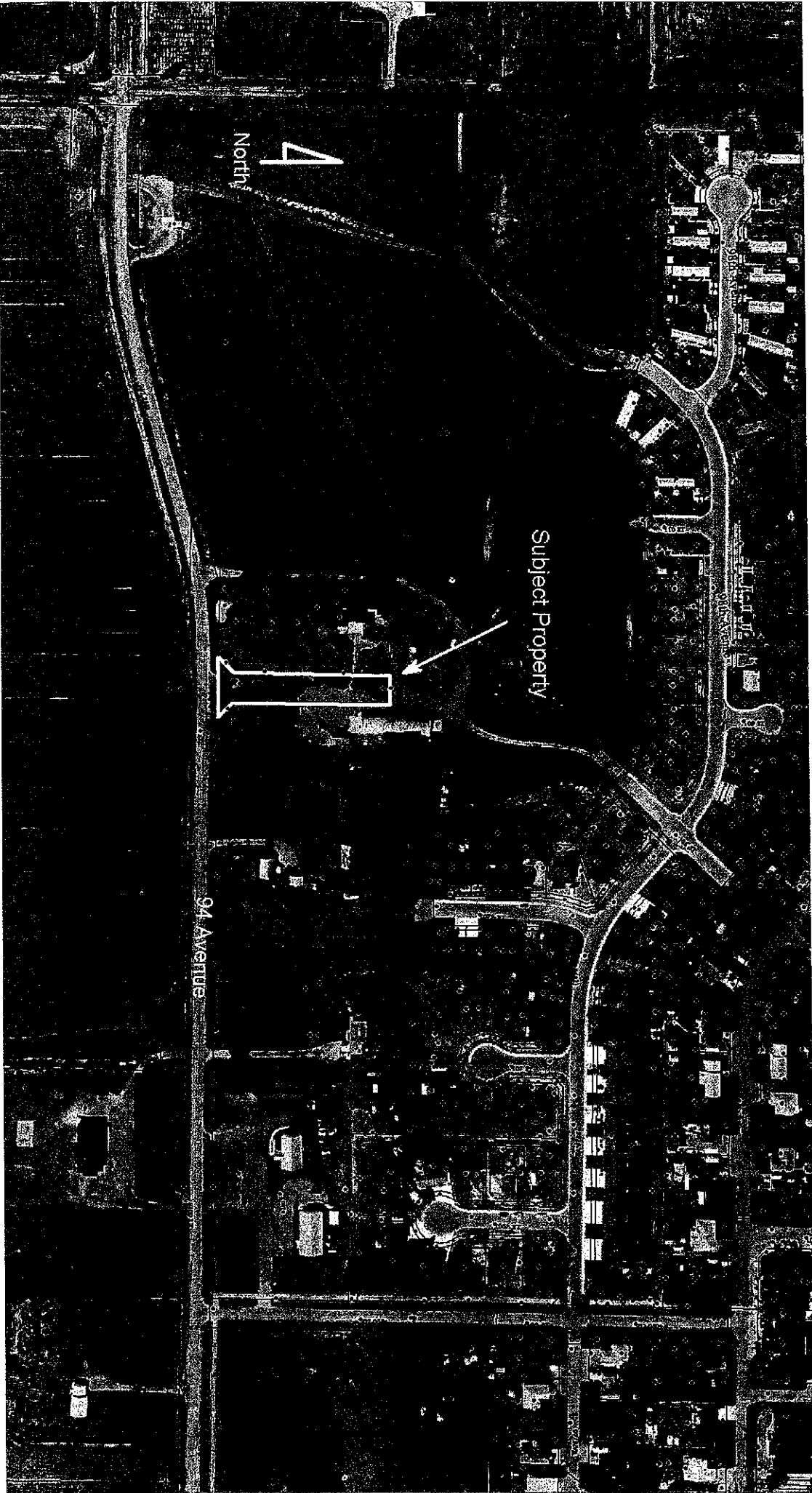
BYLAW NO. 767-10

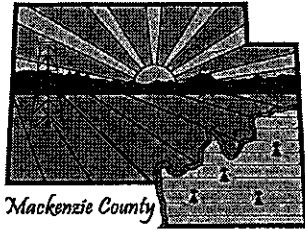
SCHEDULE "A"

1. That the land use designation of the following property known as:

All that portion of Internal Subdivision Road Allowance of Plan 082 9175, lying adjacent to and east of Plan 082 9175, Block 38, Lots 1, 2 and 3PUL, be subject to road closure.







MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	Mary Jo Van Order, Director, Planning & Development
Title:	Town of High Level Municipal Development Plan

BACKGROUND / PROPOSAL:

On June 10, 2010, the Director of Development & Corporate Services, Town of High Level, emailed their revised Municipal Development Plan (Bylaw 901-10) requesting comments before June 23. Her email is appended.

Although in the email the Director apologizes for the "lack of notice", it does not change the fact that this is a very short time frame to review this ±90 page statutory plan, especially at this time of year.

Two phone calls were made to request additional information however the Director was not available for either of those calls.

OPTIONS & BENEFITS:

COSTS & SOURCE OF FUNDING:

RECOMMENDED ACTION:

That a time extension be requested.

Author: M.J. Van Order, Director,
Planning & Development

Reviewed by: _____

CAO _____

From: Simone Wiley [swiley@highlevel.ca]
Sent: Thursday, June 10, 2010 8:40 AM
To: Mary Jo Van Order
Cc: Liane Lambert
Subject: FW: MDP
Attachments: 2010-05-18-Final%20MDP-FullDocument.zip

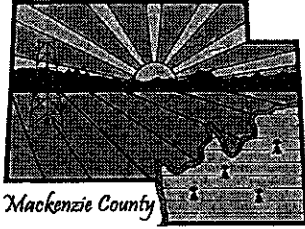
The file was to big, hopefully this will work

From: Simone Wiley
Sent: June 10, 2010 8:11 AM
To: 'mjvanorder@mackenziecounty.com'
Cc: 'Liane Lambert'
Subject: MDP

Good Morning Mary Jo,

The Town has recently completed a Municipal Development Plan which I've attached for your review. It does not have anything that has any real significance to the County but as per the Inter municipal Agreement I would appreciate your comments before June 23. I apologize for the lack of notice, I went away on holidays and had to forget at least one thing I was supposed to do!
Give me a call if you have any questions or you just want to have a chat about it.

Simone Wiley
Director of Development & Corporate Services
Town of High Level
(780)821-4015
swiley@highlevel.ca



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	Mary Jo Van Order, Director, Planning & Development
Title:	Policy Review: Maximum Subdivision Lot Area in Agricultural District

BACKGROUND / PROPOSAL:

Administration was asked to bring to Council for review the Maximum Lot Area for a single lot subdivision in the Agricultural District.

As outlined in Part D. of Section 7.3 of Land Use Bylaw 462-04 (appended), the current Maximum Lot Area for a single lot subdivision for Country Residential Use is 10 acres with some leeway to accommodate existing yardsite improvements, road and water course features and fragments.

DETAILS

Agricultural subdivision parcel size was discussed at the October 22, 2009 Municipal Planning Commission (MPC) meeting where the following motion was made.

That Administration research the subdivision practices of other Municipalities, including the advantages and disadvantages of the allowed parcel sizes, and present their findings to the Municipal Planning Commission for further review and consideration. (MOTION 09-318)

Administration presented their research findings at the December 9, 2009, MPC meeting (the RFD is appended) where the MPC made the following motion.

That administration conduct further research on agricultural subdivisions for presentation at a later meeting. (MOTION 09-343)

Author: M.J. Van Order, Director,
Planning & Development

Reviewed by: _____

CAO _____

Administration started to work on this but have not finished it because of other demands on their time and because of the nature of the task.

- While working on this task, it became apparent that this is something that should have been resolved when the Municipal Development Plan was updated last year.
- When the Ministry of Agriculture was approached for input about this their comment was that they could not provide any more recent input on the conservation of agricultural land until the Land Use Framework was implemented.
- Preliminary research indicated that it is not as simple an issue as it looks.

OPTIONS & BENEFITS

Administration could continue to work with the MPC on resolving this, keeping in mind our limited resources, if Council wishes to continue with this approach.

COSTS & SOURCE OF FUNDING:

To be determined. Will have impacts on other policies and plans.

RECOMMENDED ACTION:

For discussion.

Author: M.J. Van Order, Director,
Planning & Development

Reviewed by: _____

CAO _____

7.3 AGRICULTURAL DISTRICT 1 (A1)

The purposes of this Land Use District are: to conserve land for a wide range of agricultural uses, to minimize the fragmentation of agricultural land, and to limit non-agricultural land uses to those which would not interfere with agricultural practices.

A. PERMITTED USES

- a) Ancillary Building/Use
- b) Bunkhouse
- c) Extensive Agriculture
- d) Garden Suite
- e) Handicraft Business
- f) Home Based Business
- g) Intensive Agriculture (1) and (2)
- h) Farm Building
- i) Mobile Home
- j) Modular Home
- k) Single Detached Dwelling

B. DISCRETIONARY USES

- (a) Abattoir
- (b) Auction Mart
- (c) Autobody
- (d) Bed and Breakfast
- (e) Cemetery
- (f) Church
- (g) Communication Tower
- (h) Confined Feeding Operation
- (i) Contractor's Business
- (j) Farm Subsidiary Business
- (k) Forestry Lookout Tower
- (l) Industrial Camps
- (m) Intensive Recreational Use
- (n) Kennel
- (o) Public use
- (p) Retail Store
- (q) Sewage Lagoon
- (r) Sewage Treatment Plant
- (s) Stripping Top Soil
- (t) Tradesmen's business
- (u) Veterinary Clinic
- (v) Waste Transfer Station
- (w) Water Reservoir or Dugout

C. PARCEL DENSITY

Residential Uses: Three (3) parcels per quarter section, river lot or original titled property with the balance of the quarter section, river lot or original titled property being one of the parcels; with the subdivided parcels being any two of the following:

- a. Existing farmstead or homestead,
- b. Vacant parcel
- c. Fragmented parcel

D. LOT AREA

Country Residential Uses:

Minimum Lot Area: 1.2 hectares (3.0 acres)

Maximum Lot Area: up to 4.05 hectares (10.0 acres) unless:

- a. an existing residence requires the approval of a larger parcel size to meet setback requirements or to include the entire yardsite;
- b. the parcel is fragmented to such a degree that a 4.05 hectares (10.0 acres) subdivision would render the remaining portion of the fragmented parcel difficult or useless for farming; or
- c. the bank of a natural water course or road plan is used as a boundary.

E. NUMBER OF DWELLING UNITS

A maximum of one dwelling unit shall be permitted on each of the following:

- a. a rural subdivision, and
- b. a rural subdivision that is a farmstead or homestead separation, and
- c. the balance of the quarter section

to a maximum of three dwellings on a quarter section, river lot or original titled property.

An additional dwelling unit may be allowed in this land use district if it is a Garden Suite or in accordance with Section 4.9 (Dwelling Units Per Parcel).

F. MINIMUM FRONT YARD SETBACK

- a) Lot fronting on a provincial highway, rural road, or undeveloped road allowance:

- i. 41.1 metres (135 feet) from right-of-way, or
- ii. 64 metres (210 feet) from centre line

G. MINIMUM SIDE YARD SETBACK

- a) 15.2 metres (50 feet);
- b) Unless a corner parcel where the minimum side yard shall be the same as the front yard unless otherwise required by the Development Officer.

H. MINIMUM REAR YARD SETBACK

15.2 metres (50 feet) unless otherwise required by the development Officer

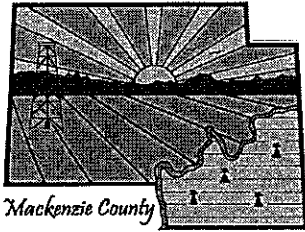
I. LANDSCAPING

In addition to Section 4.23 of this Bylaw, the Development Officer may require any discretionary use to be screened from view with a vegetated buffer strip and/or other screening of a visually pleasing nature, satisfactory to the Development Officer.

J. OTHER REQUIREMENTS

The Development Officer may decide on such other requirements as are necessary having due regards to the nature of a proposed development and the purpose of this District.

For Agricultural subdivisions, those boundaries not adjacent to quarter section boundaries shall allow at least 100 meters between the subdivision boundary and the boundary of the quarter section.



Mackenzie County

Request For Decision

Agenda Item # _____

Meeting:	Municipal Planning Commission
Meeting Date:	December 9, 2009
Presented By:	Marion Krahn, Development Officer
Title:	Land Use Bylaw Amendment Discussion Agricultural District 1 "A1" Parcel Size Comparables

DISCUSSION:

The matter of agricultural subdivision sizes was presented to the Municipal Planning Commission (MPC) at the October 22, 2009 meeting where the following motion was made;

That Administration research the subdivision practices of other Municipalities, including the advantages and disadvantages of the allowed parcel sizes, and present their findings to the Municipal Planning Commission for further review and consideration.

The attached outlines the research results;

Municipality	Zoning District	Agricultural Zoning Allowed Parcel Sizes and Details	Allowed Parcel Density (Residential Uses)
Clear Hills County	AG-1	-3 acres minimum to 10 acres maximum for residential uses -160 acres for Extensive Agricultural or as approved by the Development Authority.	1 plus balance of the quarter section
Clear Hills County	AG-2	-160 acres for Extensive Agricultural or as approved by the Development Authority. -All other uses to be determined by	1 plus balance of the quarter section

		the Development Authority based on the need to accommodate the use. -This zoning district serves to control development around urban areas which require large tracts of land (similar to Mackenzie County's Urban Reserve District "UR")	
Lesser Slave Lake	A	-74.1 acres for permitted uses only and does not include residential uses (residential uses are discretionary in this zoning district). -1 to 4.9 acres unless for discretionary uses unless larger area needed to incorporate shelterbelts, small tree stands, gardens, small facilities and other features normally considered to be part of a farmstead	2 plus balance of quarter section
Northern Sunrise County	A1	-Up to 10 acres for residential uses or as approved by the Development Authority. -160 acres for Extensive Agricultural or as approved by the Development Authority.	1 plus balance of quarter/river lot -may be increased by 1 for fragmented parcel
Northern Sunrise County	A2	-Up to 10 acres for residential uses or as approved by the Development Authority. -160 acres for Extensive Agricultural or as approved by the Development Authority. <i>This zoning serves as a buffer between CFO's and urban centers or areas of environmental significance</i>	1 plus balance of quarter/river lot -may be increased by 1 for fragmented parcel
MD of Big Lakes	A	3 to 10 acres or at the discretion of the Development Authority based on the need to accommodate related farm buildings and improvements.	2 plus balance of the quarter section
Saddle Hills County	A	-5 to 10 acres or at the discretion of the Development Authority <u>if any 1 of 3 conditions are met.</u> -Rural Farmland Assessment rating (RFA) is used to determine whether	1 plus balance of quarter section for better farm land or

		the lands are ideal farm land. 28% rating or more is good farm lands and can only have one subdivision out, less than 28% rating is poorer land and if subject to topographical challenges can have 3 subdivisions taken out.	3 plus balance of quarter section may be allowed if 2 conditions are met
MD of Opportunity	E (Resources District)	-160 acres for permitted uses except where discretionary uses have reduced the parcel size, the lands are fragmented by watercourse, waterbody, road or railway in which case the area of the fragmented lot, or the exception where the original parcel contained less than 160 acres -8.4 acres minimum for a proposed single family dwelling or manufactured home lot -when one residential use subdivision has been taken from the quarter, no further subdivisions are permitted	1 plus balance of the quarter section

While other municipalities allow subdivisions larger than 10 acres they do so only for the following reasons;

1. To accommodate an existing farmstead,
2. For fragmented parcels,
3. For lands considered to be poor farm lands (less than 28% RFA rating) and for topographical reasons, and
4. For specific non-residential uses as listed above and in the attached.

Development staff discussed subdivision practices with several of the above listed municipalities and found the following;

- Saddle Hills County uses a clearly defined method to determine which lands are good farm lands and which are not and thereby, process subdivisions accordingly. Any subdivision encompassing both good and poor lands must have the majority consist of poorer farm lands. Saddle Hills County staff indicated that this process has been working well for them both in preserving good farm lands and allowing subdivisions on other lands. The majority of their 3 lot subdivisions are located towards the west in an area of poorer farm lands (less than 28% RFA rating). The westerly lands are also in high demand due to close proximity to

Dawson Creek. Internal subdivision roads may be required for the 3 lot subdivisions. The 3 lot subdivisions do not require rezoning.

- MD of Opportunity does not have any agricultural zoning districts and processes few or no subdivision applications outside of Hamlet or Town boundaries. The lands outside the Hamlets and Towns are owned by the municipality or Crown and primarily leased lands only.
- MD of Big Lakes discourages fragmentation of agricultural lands and does not allow 80 acre splits nor any parcels larger than 10 acres unless needed to incorporate existing farmstead buildings, services and improvements. They receive some requests for 15-25 acre parcels by people who desire the larger tracts for keeping horses, etc.
- Clear Hills County staff indicated that they feel that their process is working well however they do vary the provisions of the agricultural zoning districts when the parcel is fragmented by a road or waterbody.

The process used by Saddle Hills County warrants consideration as it clearly establishes which lands are poor farm lands and which are good farm lands and then outlines the subdivisions allowed for each. This system works to preserve farm lands while allowing larger parcels of land to be subdivided where farming is not suitable.

When making changes to the Land Use Bylaw, consideration must be given to the Municipal Development Plan (MDP) as any changes to the Land Use Bylaw must be consistent with the goals and objectives of the MDP. Any changes to the Land Use Bylaw that contradict the MDP will require an amendment to the MDP which could result in a lengthy and costly process.

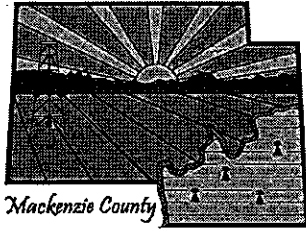
The County MDP cites several Agricultural Objectives including the following;

- "preserve better agricultural land for agricultural lands uses",
- "minimize the impact of non-agricultural uses on existing agricultural operations",
- "accommodate the separation of a farmstead from a quarter section", and
- "accommodate single lot vacant country residential developments".

In addition, the MDP cites that the County shall discourage the removal of Better Agricultural Land from production or its fragmentation and that the County shall encourage the maintenance of the 64.8 ha (160 acre) quarter section or river lot as the basic farm unit.

RECOMMENDED ACTION:

For discussion.



MACKENZIE COUNTY

REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	Mary Jo Van Order, Director, Planning & Development
Title:	Policy Review Moratorium on Rural Country Residential Subdivisions

BACKGROUND / PROPOSAL:

Administration was asked to bring back to Council the moratorium on Rural Country Residential Subdivisions [Council motion 07-06-564, appended] with respect to the access to Woodland RV Park.

DETAILS (Presented to Council April 28, 2010)

The County has been involved in discussions with ratepayers to extend an existing portion of road between the east half of 34-105-15-W5 and west half of 35-105-15-W5 south to Woodland RV Park. The road allowance is Range Road 15-2. The portion of road already in place is approximately 400 meters long and not to standard.

Woodland RV Park is located on the west half of SW35-105-15-W5 with access to its southeast corner via an easement across adjacent property. The discussion was initiated by the owner of the RV Park and the owner of the adjacent property with the easement.

County Policy PW019 defines road construction eligibility and priorities and although not explicitly stated, the understanding seems to be that it is County policy to not build roads to subdivisions. The primary purpose appears to be for access to lands in agricultural use or for rural residences, with consideration for industrial access on a case-by-case basis. (Case-by-case consideration for Commercial use was removed in the most recent revision of this policy.) That is why ratepayers were approached to determine the level of interest in contributing to the cost of construction.

Author: M.J. Van Order, Director,
Planning & Development

Reviewed by: _____

CAO _____

These discussions found that the adjacent landowners are generally in agreement about the need for the road and are willing to contribute to construction cost if the County will allow development on these lands.

Administration was asked to review County planning policy for development on these lands. A detailed review was conducted.

The policy review identifies that the first consideration in allowing development on these lands would be to lift the moratorium on Rural Country Residential development for either this area only or County-wide.

OPTIONS & BENEFITS

If the moratorium was lifted for this area only, further action would include other planning policy adjustments, such as amending the Municipal Development Plan, possibly the Inter-municipal Development Plan, rezoning the area and clarifying the requirements for development proposals (particularly for Storm Water Management Plans).

The planning recommendation is for the County to include this area along with the other areas around the hamlet that may be under pressure for Rural Country Residential development in the proposed hamlet Area Structure Plan (ASP) update. (So as to meet the Objectives and Policies for Hamlet Expansion outlined in the Hamlet of La Crete ASP)

COSTS & SOURCE OF FUNDING:

To be determined.

RECOMMENDED ACTION:

For discussion.

Author: M.J. Van Order, Director,
Planning & Development

Reviewed by: _____

CAO _____

Meeting

MOTION 07-06-562

MOVED by Councillor Thompson

That the minutes of the June 12, 2007 Regular Council meeting be adopted as presented.

CARRIED

**BUSINESS ARISING
OUT OF THE MINUTES:**

4. a) None

9. d) **Country Residential Subdivisions**

MOTION 07-06-563

MOVED by Councillor Driedger

That first reading be given to Bylaw 637/07 being a Land Use Bylaw Amendment to replace Land Use Bylaw 462/04 Section 7.3 Agricultural District "A1" section "C" and "E" as amended.

CARRIED UNANIMOUSLY

MOTION 07-06-564

MOVED by Councillor Wardley

That a moratorium be placed on Rural Country Residential Subdivisions until the Land Use Bylaw Review is completed.

CARRIED

GENERAL REPORTS:

6. a) **Agricultural Service Board Meeting Minutes of March 9, 2007**

MOTION 07-06-565

MOVED by Councillor Wardley

That the Agricultural Service Board Meeting minutes of March 9, 2007 be received for information.

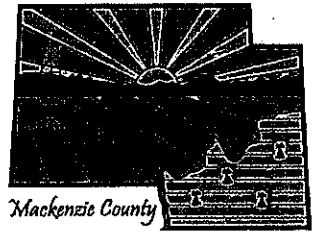
CARRIED

6. b) **Municipal Planning Commission Meeting Minutes of May 24, 2007**

MOTION 07-06-566

MOVED by Councillor Thompson

That the Municipal Planning Commission meeting minutes of May 24, 2007 be received for information.



MACKENZIE COUNTY REQUEST FOR DECISION

Meeting:	Regular Council Meeting
Meeting Date:	June 23, 2010
Presented By:	William Kostiw, Chief Administrative Officer
Title:	Information/Correspondence

BACKGROUND / PROPOSAL:

The following items are attached for your information, review, and action if required.

	Page
• Provincial Move Towards Further Downloading	125
• 2013 Alberta 55 Plus Summer Games – Host in your Community	127
• [Redacted]	
• [Redacted]	
• [Redacted]	
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• [Redacted]	
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• [Redacted]	

RECOMMENDED ACTION:

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

Author: C. Gabriel **Review by:** _____ **CAO** _____

next cc gudo
Carol Gabriel

From: John Klassen
ent: Tuesday, June 08, 2010 8:16 AM
To: Bill Kostiw
Subject: FW: Provincial move towards further downloading

FYI

John Klassen
Director Of Operations (South)
Mackenzie County
Phone (780) 928-3983
Fax (780) 928-3636
Cell (780) 841-1680

From: Marshall Morton [mailto:mmorton@county.clearwater.ab.ca]
Sent: Monday, June 07, 2010 1:27 PM
To: 'Patrick Gauvreau'; vistace@beaver.ab.ca; ljones@beaver.ab.ca; robertk@birchhillscounty.com; revans@brazeau.ab.ca; wes@cardstoncounty.com; Rick Emmons; cfischer@phrd.ab.ca; khove@phrd.ab.ca; keith@fortymile.ab.ca; jduplessie@gov.lacsteanne.ab.ca; dcharlesworth@county.lethbridge.ab.ca; jgraham@county.lethbridge.ab.ca; msavard@county.lethbridge.ab.ca; infor@minburncounty.ab.ca; harbichtm@countyofnewell.ab.ca; emanz@countypaintearth.ca; bcooke@countypaintearth.ca; ldemoissac@county.stpaul.ab.ca; kwarholik@county.stpaul.ab.ca; gennis@stettlercounty.ca; rbouchard@thcounty.ab.ca; county24@telusplanet.net; pwsuper@countyofwarner5.ab.ca; dextraze@county.wetaskiwin.ab.ca; banderson@county.wetaskiwin.ab.ca; gbackus@county.camrose.ab.ca; akruiger@county.camrose.ab.ca; ck@cypress.ab.ca; dszott@flagstaff.ab.ca; tlassu@flagstaff.ab.ca; rbrodie@flagstaff.ab.ca; mmulder@flagstaff.ab.ca; pws@kneehillcounty.com; ed.mazurek@laciabichcounty.com; plodermeier@lacombecounty.com; bcade@lacombecounty.com; gerald.t@tclamont.ca; michael@leduc-county.com; charlie@leduc-county.com; John Klassen; public.works@mdacadia.ab.ca; hugh.pettigrew@mdbighorn.ca; dzelisko@md.bonnyville.ab.ca; nick@clearhillscounty.ab.ca; kevin@mdfairview.ab.ca; john.dale@mdfoothills.com; tom.gilliss@mdfoothills.com; george.snider@md124.ca; pwsuperintendent@mdbiglakes.ca
Subject: RE: Provincial move towards further downloading

We have been experiencing a real increase in what I consider "down loading" of infrastructure recently and am wondering if anyone else is experiencing the same thing.

I know some municipalities do not have a lot of former forestry roads however, those that did most likely have the same type of agreements in place that we do. The agreements were quite specific as to what roads were transferred to us and how many km's were associated. These agreements were signed back in the 90's. Since that time there has been a few roads identified that were not part of the agreements and Transportation is attempting to force these roads onto us Stating the "Intent" of the agreements were to transfer all roads that were not numbered hwy's.

The problem is that all of these roads are below standard and at the time of signing the agreements a cash transfer was made acknowledging the condition of these roadways. They are not even asking us to take them over – they are just stating they are ours and we have jurisdiction.

This seems to be consistent with the stance they are taking on bridges as well. Transportation is only a "funding agency." This is not consistent with past practices where the province would sign PMB Agreements with us to allow us to administer contracts on their behalf in relation to bridge structures.

Historically Transportation has performed all inspections and made all decisions on class A bridges, again they are now 'aiming that they are doing us a favor by looking after "Our Bridges."

I think it would be a good idea to discuss this at the fall convention. We need to take a united stance in this regard and have our Council's lobby at the Political level for sufficient bridge funding. Maybe we should as an association come up

with a standard for assessing each municipalities bridge deficit and supply our individual Council's with the information so the AAMD&C can as an association deal with this issue.

Any insight to how other municipalities experiences in these regards would be appreciated. Maybe this is a localized problem for us, I'm not sure. Your comments and perspective in this regard and whether there is a benefit to discussing this at convention is also appreciated.

Thank you,

Marshall Morton
Public Works Manager
mmorton@county.clearwater.ab.ca

Clearwater County
P.O. Box 550
4340 - 47 Avenue
Rocky Mountain House, AB | T4T 1A4
Office: 403 845 4444 | Fax 403 845 4048

Come visit us at www.county.clearwater.ab.ca

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cc info



ALBERTA
TOURISM, PARKS AND RECREATION

Office of the Minister
MLA, Calgary-Shaw

June 4, 2010

AR20383

Mr. Greg Newman
Reeve, Mackenzie County
PO Box 640
Fort Vermilion, AB T0H 1N0

Dear: Mr. Greg Newman

Ministry of Tourism, Parks and Recreation is responsible for sport and recreation in Alberta, and we are pleased to invite you to consider submitting a bid for the right to host the 2013 Alberta 55 Plus Summer Games in your community. Enclosed, for your information, is a brochure with details on how to apply.

The successful host community is given the opportunity to showcase its talents to approximately 1,100 participants from all regions of the province, as well as to attract numerous spectators and special guests. Communities with populations of less than 10,000 are encouraged to join together with neighbouring communities to submit a joint bid.

The community awarded the 2013 Alberta 55 Plus Summer Games will receive base financial support to cover operational, cultural and legacy aspects of the Games.

The *Guidelines for Communities Bidding to Host the 2013 Alberta 55 Plus Summer Games* is available from the Alberta Sport, Recreation, Parks and Wildlife Foundation (ASRPWF) upon request or visit www.albertagames.com to assist you in preparing your bid.

In addition, staff of the ASRPWF are available to provide consultative assistance if required. For additional information, please contact Mr. Dennis Allen, ASRPWF, toll-free by dialing 310-0000 followed by (403) 297-2729; or e-mail dennis.allen@gov.ab.ca.

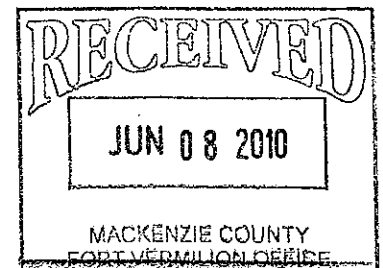
We look forward to receiving your application.

Sincerely,

Cindy Ady
Minister of Tourism, Parks and Recreation
MLA, Calgary-Shaw

Enclosure

cc: Alberta Sport, Recreation, Parks and Wildlife Foundation



The Honourable

Cindy Ady

Minister of Tourism, Parks and Recreation

extends an invitation
to all municipalities in Alberta
to bid to host the

2013 Alberta 55 Plus Summer Games

July, 2013

The aim of the Alberta 55 Plus Games is to provide all Albertans aged 55 and over with the opportunity to pursue greater levels of physical, social, intellectual, and creative achievement through friendly competition and participation; and to enhance a sense of community spirit by bringing Alberta's seniors together.

The Alberta 55 Plus Games are coordinated by the Alberta Sport, Recreation, Parks & Wildlife Foundation and Alberta 55 plus in partnership with the community selected to host the Games.

Interested communities must be capable of feeding and accommodating approximately 1,100 participants.

Municipalities with populations less than 10,000 are encouraged to join together with neighbouring communities to submit a joint bid.

The 2013 Alberta 55 Plus Summer Games are planned for July, 2013.

GRANT FUNDING

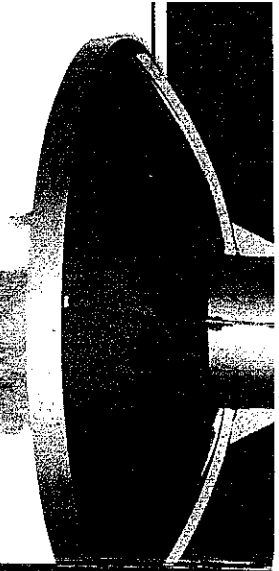
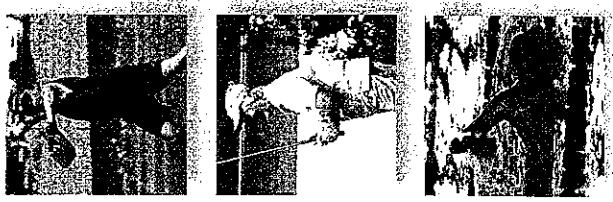
Operating Grant	\$ 125, 000
Cultural Grant	\$ 25, 000
Legacy Grant (following the Games)	\$ 25, 000
	\$ 175, 000

IMPORTANT DEADLINES

A letter outlining your community's interest in bidding to host the 2013 Alberta 55 Plus Winter Games, together with a resolution of support from your Municipal Council, must be received by **September 30, 2010**.

Completed bids must be received by the Alberta Sport, Recreation, Parks & Wildlife Foundation **no later than December 31, 2010**.

2013 ALBERTA 55 PLUS GAMES



FOR MORE INFORMATION

To request a copy of the "Guidelines for Communities Bidding to Host the 2013 Alberta 55 Plus Summer Games," or assistance in preparing your bid, please refer to:

www.albertagames.com

or contact:

**ALBERTA SPORT, RECREATION,
PARKS & WILDLIFE FOUNDATION**

#101, 525 - 11 Avenue SW Calgary AB T2R 0C9
tel: 403.297.2729 fax: 403.297.6669

*Note: Office can be reached toll free
by first dialing the Service Alberta line at 310-0000*

www.asrpf.ca

