

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

**Seminar Room of the Fort Vermilion School Division Central Office
Fort Vermilion, Alberta**

Tuesday, June 22, 1999

PRESENT:

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

ABSENT:

Reuben Derksen	Councillor
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ALSO PRESENT:

Bryan Clark	Official Administrator
John Maine	C.A.O.
Eva Schmidt	Municipal Secretary
Marco Braat	Superintendent of Utilities, Parks and Playgrounds
Bill Crozier	Development Officer/Building Inspector
Paul Driedger	Manager of Emergency Services (11:18 a.m.)
Darlene Hardy	Treasurer/Asst. CAO
Dean Krause	Manager of Development Services
Rick Wheatley	Acting Manager of Public Works

Minutes of the regular meeting of the Council for the Municipal District of Mackenzie No. 23, held on Tuesday, June 22, 1999, in the Seminar Room of the Fort Vermilion School Division Central Office, Fort Vermilion, Alberta.

PUBLIC HEARING

CALL TO ORDER:

1. a) **Call the Public Hearing to Order**

Chairperson Bateman called the Public Hearing to order at 10:01 a.m.

BYLAW:

2. a) **Bylaw 176/99 – Land Use Bylaw Amendment Rezoning of Land for OSB Plant**

Chairperson Bateman asked if the Public Hearing for the proposed Bylaw 176/99 was properly advertised. Dean Krause, Manager of Development Services, stated that Bylaw 176/99 was advertised in accordance with the Municipal Government Act.

Chairperson Bateman asked the Development Authority, Dean Krause, to outline the proposed Land Use Bylaw Amendment and present his submission. Dean Krause presented his submission. **(Schedule A)**

Chairperson Bateman asked the Mackenzie Municipal Services Agency's representative, Wayne Shanks, to present his submission. Wayne Shanks presented his submission. **(Schedule B)**

Chairperson Bateman asked if Council had any questions of the proposed Land Use Bylaw Amendment. There were none.

Chairperson Bateman asked if any submissions were received in regards to the proposed Bylaw 176/99. Dean Krause stated that a submission was received from Ellis Forest and proceeded to read the letter. **(Schedule C)**

Chairperson Bateman asked if there was anyone present who would like to speak in regards to the proposed Bylaw 176/99.

Carl Leary stated that he is expecting to receive information from Environmental Assessment later today on environmental screening. Mr. Leary stated that he met with Ellis Forest and directed Mr. Forest to voice his concerns to the Provincial Government as they are the title holders to the property. Alberta Environment has no obvious concerns.

Chairperson Bateman asked if Council had any questions.

Councillor Fedeyko asked the Development Department to communicate with the provincial government regarding Ellis Forest's concern.

MOTION 99-238

MOVED by Councillor Fedeyko that the Public Hearing be closed at 10:18 a.m.

CARRIED UNANIMOUS

CALL TO ORDER:

1. a) **Call to Order**

Chairperson Bateman called the regular Council meeting to order at 10:18 a.m.

AGENDA:

2. a) **Adoption of Agenda**

The following addition was made to the agenda:

8h) CAO Contract

MOTION 99-239

MOVED by Councillor Peters that the agenda be adopted with the addition.

CARRIED UNANIMOUS

6. b) **Bylaw 176/99 – Land Use Bylaw Amendment
Rezoning of Land for OSB Plant**

MOTION 99-240
Bylaw 176/99
Second Reading

MOVED by Councillor Dyck that second reading be given to Bylaw 176/99 being a Land Use Bylaw amendment to rezone Sections 1 and 11, all of Township 109, Range 20, west of the 5th Meridian, from Forestry District (F) to Direct Control District 3 (DC3).

CARRIED UNANIMOUS

MOTION 99-241
Bylaw 176/99
Third Reading

MOVED by Councillor Neufeld that third reading be given to Bylaw 176/99 being a Land Use Bylaw amendment to rezone Sections 1 and 11, all of Township 109, Range 20, west of the 5th Meridian, from Forestry District (F) to Direct Control District 3 (DC3).

CARRIED UNANIMOUS

MOTION 99-242

MOVED by Councillor Scarfe that the approval of Development Permit 117-DP-99 be delegated to the Development Authority subject to receipt of a letter from the Provincial Government clarifying the matter of a public sale or lease of the property.

CARRIED UNANIMOUS

4. b) **Sergeant Dave Asp – Fort Vermilion RCMP Detachment**

Chairperson Bateman welcomed Sergeant Dave Asp to the Council meeting at 10:27 a.m.

Sergeant Asp introduced Corporal Kevin Reilly as a new member of the Fort Vermilion RCMP detachment. Sergeant Asp informed Council that he has been transferred to Edmonton and will be moving there in August. He will be replaced by Sergeant Collin White.

Sergeant Asp spoke about the new satellite office in La Crete and encouraged Council to pursue the request to have an RCMP officer live in La Crete. Sergeant Asp stated that the M. D. of Mackenzie No. 23 Bylaw Enforcement Officers are a compliment to the force.

The RCMP have started the DARE program at St. Mary's School and will start the same program in Fort Vermilion Public School and La Crete Public School in September. Sergeant Asp will present a statistical review to the CAO to bring to the next Council meeting.

Chairperson Bateman thanked Sergeant Asp and wished him all the best in the future. Sergeant Asp and Corporal Reilly left the Council meeting at 10:35 a.m.

Chairperson Bateman recessed the meeting at 10:35 a.m.

Chairperson Bateman reconvened the meeting at 10:36 a.m.

**ADOPTION OF
MINUTES AND
BUSINESS ARISING
FROM MINUTES:**

3. a) Minutes of the May 20, 1999 Special Council Meeting

MOTION 99-243 **MOVED** by Councillor Neufeld that the Minutes of the May 20th, 1999 Special Council meeting be adopted as presented.

CARRIED UNANIMOUS

3. b) Minutes of the May 26, 1999 Council Meeting

MOTION 99-244 **MOVED** by Councillor Rosenberger that the Minutes of the May 26th, 1999 Council meeting be adopted as presented.

CARRIED UNANIMOUS

**STAFF/COMMITTEE/
DEPARTMENTAL
REPORTS:**

5. a) C.A.O.'s Report

MOTION 99-245 **MOVED** by Councillor Sarapuk that the CAO's report be accepted as presented.

CARRIED UNANIMOUS

5. b) Finance Report

MOTION 99-246 **MOVED** by Councillor Fedeyko that the Finance report be accepted as presented.

CARRIED UNANIMOUS

5. c) Public Works

MOTION 99-247 **MOVED** by Councillor Peters that the Public Works report be accepted as presented.

CARRIED UNANIMOUS

5. d) Utilities, Parks and Playgrounds

MOTION 99-248 **MOVED** by Councillor Scarfe that the Utilities, Parks and Playgrounds report be accepted as presented.

CARRIED UNANIMOUS

5. e) Development and Planning

MOTION 99-249 **MOVED** by Councillor Rosenberger that the Development and Planning report be accepted as presented.

CARRIED UNANIMOUS

5. f) Emergency Services

MOTION 99-250 **MOVED** by Councillor Neufeld that the Emergency Services report be accepted as presented.

CARRIED UNANIMOUS

5. g) Protective Services

MOTION 99-251 **MOVED** by Councillor Fedeyko that the Protective Services report be accepted as presented.

CARRIED UNANIMOUS

5. h) Council Committees

Councillors reported on Council Committee meetings as follows:

Chairperson Bateman – meeting with Mackenzie Municipal Services Agency in La Crete, Ainsworth Lumber Co. Ltd., Zama Recreation Board, Special Places 2000, and the Reeve and CAO's meeting in Spirit River.

Councillor Dyck – Agricultural Service Board meeting, and the June 8th meeting with Ainsworth Lumber Co. Ltd.

Councillor Peters - Family and Community Support Services and Mackenzie Housing Management Board.

Councillor E. Derksen – La Crete Recreation Board.

Councillor Scarfe – Mackenzie Economic Development Board, the Mighty Peace Tourist Association meeting was cancelled. Councillor Scarfe asked Administration to write a letter to our MLA Gary Friedel to ask for more money for tourism.

Councillor Fedeyko – no report.

Councillor Sarapuk – DMI meeting, Subdivision and Development Appeal Board and Special Places 2000.

Councillor Rosenberger – Fort Vermilion Recreation Board and Mackenzie Housing Management Board.

Councillor Neufeld - Mackenzie Municipal Services Agency meeting in La Crete,

Councillor Neufeld asked Administration to coordinate with other municipalities in the region for an award to acknowledge Tom Baldwin's years of service to this region as Executive Director with Mackenzie Municipal Services Agency.

Chairperson Bateman recessed the meeting at 12:02 p.m.

Chairperson Bateman reconvened the meeting at 1:10 p.m.

DELEGATIONS:

4. a) Paul Steffanson

Chairperson Bateman welcomed Paul Steffanson to the meeting at 1:11 p.m.

Paul Steffanson requested that Council write off the arrears on Tax Roll 075959 on SE 3-110-17-W5M.

The second item Paul Steffanson discussed was the M.D. involvement in scrap tires. Mr. Steffanson asked Council to:

1. MD get out of tire business,
2. There are local people that could go into the tire recycling industry.

The third item was the Development Officer's concern regarding development permits for his house.

Chairperson Bateman thanked Paul Steffanson and Mr. Steffanson left the meeting at 1:52 p.m.

**INTRODUCTION
OF BYLAWS:**

6. a) Bylaw 174/99 – Off-Site Levy

MOTION 99-252
Bylaw 174/99
First Reading

MOVED by Councillor Fedeyko that first reading be given to Bylaw 174/99 Off-Site Levy.

CARRIED UNANIMOUS

MOTION 99-253

MOVED by Councillor Dyck that Bylaw 174/99 Off-Site Levy, be advertised in the local newspaper and that a written invitation be sent to developers for an Open House information meeting regarding Bylaw 174/99.

CARRIED UNANIMOUS

**6. c) Bylaw 177/99 – Land Use Bylaw Amendment
Rezoning Agricultural District to Direct Control District 2**

MOTION 99-254
Bylaw 177/99
First Reading

MOVED by Councillor Sarapuk that first reading be given to Bylaw 177/99 being a Land Use Bylaw amendment to rezone NW half of Section 31, Township 109, Range 13, west of the 5th Meridian, from Agricultural District 1 (A1) to Direct Control District 2 (DC2).

In Favour:
Chairperson Bateman
Councillor Fedeyko
Councillor Sarapuk
Councillor Scarfe

Opposed:
Councillor Neufeld
Councillor E. Derksen
Councillor Peters
Councillor Dyck
Councillor Rosenberger

DEFEATED

6. d) Bylaw 178/99 – Amend Bylaw 170/99

MOTION 99-255
Bylaw 178/99
First Reading

MOVED by Councillor E. Derksen that first reading be given to Bylaw 178/99 being a bylaw to amend Bylaw 170/99.

CARRIED UNANIMOUS

MOTION 99-256
Bylaw 178/99
Second Reading

MOVED by Councillor Neufeld that second reading be given to Bylaw 178/99 being a bylaw to amend Bylaw 170/99.

CARRIED UNANIMOUS

MOTION 99-257

MOVED by Councillor Rosenberger to go to third reading of Bylaw 178/99 being a bylaw to amend Bylaw 170/99.

CARRIED UNANIMOUS

MOTION 99-258
Bylaw 178/99
Third Reading

MOVED by Councillor Dyck that third reading be given to Bylaw 178/99 being a bylaw to amend Bylaw 170/99.

CARRIED UNANIMOUS

TABLED ITEMS:

**7 a) Policy PW015
Signs (Private) on Municipal Road Right-of-way**

MOTION 99-259

MOVED by Councillor Peters that Policy PW015 Signs (Private) on Municipal Road Right-of-way, be tabled to the next Council meeting.

CARRIED UNANIMOUS

7. b) Policy ADM018 – Council Attendance at Conventions

MOTION 99-260

MOVED by Councillor Rosenberger that Policy ADM018 Council Attendance at Conventions, be tabled to the next Council meeting.

CARRIED UNANIMOUS

7. c) **Research on Proposed Installation of a Washer and Dryer**

MOTION 99-261

MOVED by Councillor Neufeld that item 7c) Research on the Proposed Installation of a Washer and Dryer at Wadlin Lake, be tabled to the next Council meeting.

CARRIED UNANIMOUS

7. d) **Effective Representation – Letter from Peter Trynchy**

MOTION 99-262

MOVED by Councillor Neufeld that Administration write a letter to Peter Trynchy requesting that MLA representation of municipalities must remain at its' present status to provide proper representation for rural Alberta.

CARRIED UNANIMOUS

NEW BUSINESS:

8. a) **Appointment of Representatives from Ashton Mining Inc. to the Special Places 2000 Committee**

MOTION 99-263

MOVED by Councillor Sarapuk that two representatives of Ashton Mining of Canada Inc. be appointed as a members to the Special Places 2000 Committee.

CARRIED UNANIMOUS

MOTION 99-264

MOVED by Councillor Fedeyko that Darryl Brewster of the High Level Chamber of Commerce be appointed to the Special Places 2000 Committee to replace Susan Callihoo.

CARRIED UNANIMOUS

8. b) **Subdivision Time Extension Request (98MK026) (Pt. NE 31-109-18-W5M)**

MOTION 99-265

MOVED by Councillor Rosenberger that the time extension request for 98MK026 on Pt. NE 31-109-18-W5M be granted to July 15, 1999.

CARRIED UNANIMOUS

8. c) **Request for Application Fee Refund**

MOTION 99-266

MOVED by Councillor Neufeld that the application fee to rezone Pt. SW 18-106-14-W5M be refunded to the applicant.

In Favour:
Councillor Neufeld
Councillor Dyck
Councillor E. Derksen

Opposed:
Chairperson Bateman
Councillor Fedeyko
Councillor Peters

Councillor Rosenberger
Councillor Sarapuk
Councillor Scarfe

DEFEATED

8. d) Grader Contracts

MOTION 99-267

MOVED by Councillor Fedeyko that the grader contracts be awarded as follows:

1. That Henry Braun Trucking of La Crete, Alberta be awarded the Tompkins Grader Beat contract, to commence on 1 July 1 1999 and run until 31 March 2002 with an option to renew, by mutual consent, for one additional year at contract rate as per his submitted tender rate of \$60 per hour.
2. That A & A Grader Service of High Level, Alberta be awarded High Level Grader Beat contract, to commence 1 July 1999 and run until 31 March 2002 with an option to renew, by mutual consent, for one additional year at contract rate as per his submitted tender rate of \$69 per hour.

CARRIED UNANIMOUS

8. e) 1999 Gravel Hauling

MOTION 99-268

MOVED by Councillor Neufeld that Knelsen Sand and Gravel Ltd. of La Crete, Alberta be awarded the 1999 Gravel Hauling contract for the areas serviced by Tompkins Landing Pit and the Fidler Pet as per their modified tender presented at the tender opening on June 16, 1999.

CARRIED UNANIMOUS

8. f) Secure Lot for Seed Cleaning Plant

Dean Krause provided information to Council regarding securing a lot for the High Level Seed Cleaning Plant. Council asked Dean Krause to write a letter to the High Level Seed Cleaning Plant advising them of this information as it was presented to Council.

8. g) Appointment of Building Inspector/Development Officer

MOTION 99-269

MOVED by Councillor E. Derksen that Bill Crozier be appointed to the position of Building Inspector/Development Officer in accordance with Section 2.1 of the Land Use Bylaw.

CARRIED UNANIMOUS

8 h) CAO's Contract

The CAO's contract was discussed by Council.

DELEGATIONS:

4. a) **Paul Steffanson**

MOTION 99-270

MOVED by Councillor Fedeyko that Administration proceed with the collection of taxes on Tax Roll 075959 in accordance with the Municipal Government Act and the Municipal District of Mackenzie No. 23 Bylaws.

CARRIED UNANIMOUS

Council asked that the Tire Recycling Board be invited to the next Council meeting and that Administration bring forward a policy regarding Tire Recycling.

Chairperson Bateman recessed the meeting at 3:43 p.m.

Chairperson Bateman reconvened the meeting at 3:53 p.m.

MOTION 99-271

MOVED by Councillor Neufeld that Council go into in camera at 3:54 p.m. to discuss legal issues pursuant to Section 217(2)(b) of the Municipal Government Act.

CARRIED UNANIMOUS

MOTION 99-272

MOVED by Councillor Scarfe to come out of in camera at 4:13 p.m.

CARRIED UNANIMOUS

**INFORMATION
ITEMS:**

9. a) **Alberta Transportation and Utilities
Secondary Highway Partnership Funding Ledger**
- b) **Alberta Transportation and Utilities and M.D. of Mackenzie
Response
M.D. of Mackenzie No. 23 Secondary Highway Ledger
Funding**
- c) **Alberta Municipal Water/Wastewater Partnership
Ft. Vermilion Water Supply System Upgrading Evaluation**
- d) **Mackenzie Municipal Services Agency
June 3, 1999 Meeting in La Crete**
- e) **Peace Region Waste Reduction Action Committee**
- f) **Alberta Transportation and Utilities
Traffic Act Receives Royal Assent**
- g) **Alberta Municipal Affairs**

Inter-Municipal Dispute Resolution Initiative

- h) Letter from Gary Friedel, M.L.A.
List of Ministers new Office Address, Phone & Fax Numbers**
- i) Telus Appeal Update**
- j) AAMD&C – May 26, 1999**
- k) AAMD&C – MGB Order 086/99**
- l) AAMD&C – Effective Representation & Alberta’s Electoral
Boundaries**
- m) AAMD&C – Update on Intensive Livestock Regulatory Review**
- n) AAMD&C – “Visioning” Process**
- o) Stakeholder Consultations on Municipal Sprinkler
Requirements**
- p) Contact! – May 19, 1999**
- q) Contact! – May 26, 1999**
- r) Contact! – June 9, 1999**
- s) Agriculture and Agri-Food Canada
Canadian Rural Partnership**
- t) Alberta Environment – Land Reclamation Internet Website**
- u) 1999 FCSS Conference**
- v) Northwestern Health Services Region
Regular Board Minutes May 12, 1999**
- w) Alberta Economic Development**
- x) Northern Developments**
- y) Canadian Firearms**

MOTION 99-273

MOVED by Councillor Neufeld that items 9a) through 9y) be received as information.

CARRIED UNANIMOUS

The next Council meeting was scheduled to be held at 10:00 a.m. on Tuesday, July 20, 1999 in the Council Chambers of the Mustus Lake Centre, La Crete, Alberta.

MOTION 99-274

MOVED by Councillor Scarfe that the meeting be adjourned 4:18 p.m.

CARRIED UNANIMOUS

These minutes were adopted this _____ day of _____, 1999.

Bryan Clark, Official Administrator Eva Schmidt, Municipal Secretary