

**MACKENZIE COUNTY
REGULAR COUNCIL MEETING**

**Wednesday, March 24, 2010
4:00 p.m.**

**Council Chambers
Fort Vermilion, Alberta**

PRESENT:	Greg Newman	Reeve
	Walter Sarapuk	Deputy Reeve
	Peter F. Braun	Councillor
	Dicky Driedger	Councillor (arrived at 4:21 p.m.)
	John W. Driedger	Councillor
	Ed Froese	Councillor
	Bill Neufeld	Councillor (teleconference – left at 5:45 p.m.)
	Ray Toews	Councillor
	Lisa Wardley	Councillor
ABSENT:	Stuart Watson	Councillor
ADMINISTRATION:	Joulia Whittleton	Director of Corporate Services
	John Klassen	Director of Operations (South)
	Mary Jo Van Order	Director of Planning & Development
	Carol Gabriel	Executive Assistant

ALSO PRESENT: Members of the public and the media.

Minutes of the Regular Council meeting for Mackenzie County held on March 24, 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 4:08 p.m.

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

MOTION 10-03-210 **MOVED** by Deputy Reeve Sarapuk

That the agenda be adopted with the following additions:

- 10. f) Rail Freight Review
- 11. a) Tompkins Fire Hall
- 12. d) Development Permit 47-DP-10 Single Family Dwelling with Attached Garage, Front Covered Deck and Back within One Mile of the La Crete Airport (La Crete)
- 12. e) Development Permit 41-DP-10 Mobile Home

within One Mile of the Fort Vermilion Airport
(Fort Vermilion Settlement)
15. c) La Crete RV Park Road

CARRIED

**ADOPTION OF
PREVIOUS MINUTES:**

3. a) Minutes of the March 9, 2010 Regular Council Meeting

MOTION 10-03-211

MOVED by Councillor Braun

That the minutes of the March 9, 2010 Regular Council meeting be adopted as presented.

CARRIED

**BUSINESS ARISING
OUT OF THE MINUTES:**

4. a)

GENERAL REPORTS:

6. a) Mackenzie County Library Board Meeting Minutes

MOTION 10-03-212

MOVED by Councillor Wardley

That the Mackenzie County Library Board meeting minutes be received for information.

CARRIED

PUBLIC HEARINGS:

7. a) None

TENDERS:

8. a) None

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

9. a) None

**CORPORATE
SERVICES:**

10. a) Bylaw 754/10 Mackenzie County Corporate Office Expansion Borrowing Bylaw

MOTION 10-03-213

(requires 2/3)

MOVED by Councillor Braun

That second reading be given to Bylaw 754/10 being a borrowing bylaw for the Mackenzie County Corporate Office Expansion.

CARRIED

MOTION 10-03-214

(requires 2/3)

MOVED by Councillor Toews

That third reading be given to Bylaw 754/10 being a borrowing bylaw for the Mackenzie County Corporate Office Expansion.

CARRIED

10. b) Recovery of Taxes by Public Auction – Tax Forfeiture Properties

MOTION 10-03-215

MOVED by Councillor Neufeld

That the reserve bids be set for the tax forfeiture residential properties offered for sale at the 2010 assessment values and that the reserve bids for the tax forfeiture agricultural properties be set at the 2010 assessment value.

CARRIED

MOTION 10-03-216

MOVED by Councillor Toews

That the auction date for tax forfeiture properties be set for June 8, 2010 to be held in the Council Chambers at 4511 – 46 Ave, Fort Vermilion, Alberta.

CARRIED

10. c) Tax Roll 155377

Councillor D. Driedger arrived at 4:21 p.m.

MOTION 10-03-217

MOVED by Deputy Reeve Sarapuk

That a distress warrant be issued for the property under tax roll 155377 and the matter be referred to a collection agency.

CARRIED

10. d) 2010 Ag Event

MOTION 10-03-218

MOVED by Councillor D. Driedger

That the 2010 Ag Event be received for information.

CARRIED

10. e) Canadian Nuclear Safety Commission (CNSC) Visit

MOTION 10-03-219

MOVED by Reeve Newman

That administration be instructed to organize public open houses with the Canadian Nuclear Safety Commission in our region, subject to minimal cost.

CARRIED

10. f) Rail Freight Review (ADDITION)

MOTION 10-03-220

MOVED by Deputy Reeve Sarapuk

That the Rail Committee and administration organize industry meetings regarding the rail freight review.

CARRIED

**OPERATIONAL
SERVICES:**

11. a) Tompkins Fire Hall (ADDITION)

MOTION 10-03-221
Requires Unanimous

MOVED by Councillor D. Driedger

That Councillor D. Driedger and another Councillor and two public members be appointed to the Tompkins Fire Hall Building Committee.

CARRIED UNANIMOUSLY

MOTION 10-03-222

MOVED by Councillor Braun

That Councillor J. Driedger be appointed to the Tompkins Fire Hall Building Committee.

CARRIED

DELEGATIONS:

**5. a) Cherie Davies, Fort Vermilion Rodeo Grounds Lease
– 4:30 p.m.**

MOTION 10-03-223

MOVED by Reeve Newman

That Councillor Toews approach the Fort Vermilion Recreation Board in regards to the management of the Fort Vermilion rodeo grounds.

CARRIED

**PLANNING AND
DEVELOPMENT:**

**12. a) Bylaw 757/10 Being a Plan Cancellation on Pt. of SW
7-109-13-W5M (Fort Vermilion Rural)**

MOTION 10-03-224

MOVED by Councillor Braun

That Bylaw 757/10 be tabled to the next meeting for further information.

CARRIED

**12. b) Bylaw 758/10 Municipal Reserve Closure and Sale
Plan 102 1703, Block 39, Lot 40MR (La Crete)**

MOTION 10-03-225

MOVED by Councillor Wardley

That first reading be given to Bylaw 758/10, being a Land Use Bylaw Amendment to close and sell Plan 102 1703, Block 39, Lot 40MR.

CARRIED

**12. c) 26-DP-10 Development Permit – Liquor Store Plan
922 0928, Block 6, Lot 39 (Fort Vermilion)**

Councillor Toews declared himself in conflict and left the meeting at 4:59 p.m.

MOTION 10-03-226

MOVED by Councillor Wardley

That Development Permit 26-DP-10 be approved with the following conditions:

1. Provide parking as follows: The minimum parking standards are 1 stall per 30 sq m of gross floor area. *One parking space, including the driveway area, shall occupy a minimum of 300 square feet (28 square meters).* You are required to provide a minimum of five (5) parking stalls.
2. Sufficient lighting to light up the parking area and liquor store.
3. Obtain all other approvals from other Government Agencies as required. (Agriculture, Environment, Housing and Consumer Affairs Division, Alberta Gaming and Liquor Commission, PTMMA, etc.)
4. Comply with applicable legislation under the Public Health Act and obtain the appropriate approvals prior to commencement of development. Contact the Health Inspector at (780) 841-3275.
5. Maintain compliance pursuant to the Historical

Resources Act as a Municipal Heritage Resource
(Bylaw 672/08).

CARRIED

Reeve Newman recessed the meeting at 5:05 p.m. and reconvened at 5:15 p.m. with all members present.

12. d) Development Permit 47-DP-10 Single Family Dwelling with Attached Garage, Front Covered Deck and Back within One Mile of the La Crete Airport (La Crete) (ADDITION)

MOTION 10-03-227

Requires Unanimous

MOVED by Councillor Toews

That Development Permit 47-DP-10 on SE 36-105-15-W5M in the name of Heartwood Builders 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. Minimum building setbacks: 41.15 meters (135 feet) from any road allowances and 15.24 meters (50 feet) from any other property lines.
2. The La Crete Airport is in located on the S ½ 1-106-15-W5M. Mackenzie County shall not be held liable for any concerns, issues or damages related to and/or resulting from the operation of the La Crete Airport and/or any aircraft leaving or arriving at the La Crete Airport.
3. The architecture, construction materials and appearance of buildings and other structures shall be to accepted standards.
4. All sewage disposal systems to be in conformance with the Alberta Private Sewage Treatment and Disposal Regulations.
5. This permit approval is subject to the access to the property being constructed to County standards. PRIOR to installation of a new access or changing location of existing access, complete a Request for Access form by contacting the Operational Services Department for Mackenzie County at 780-928-3983. Access to be constructed to Mackenzie County standards and at the developers' expense.
6. No construction or development is allowed on or in a right-of-way. It is the responsibility of the developer/owner/occupant to investigate the utility rights-of-way, if any, that exist on the property prior to

commencement of any construction and to ensure that no construction or development is completed on any utility right-of-way.

7. The total site area (lot) shall have a positive surface drainage without adversely affecting the neighbouring properties.
8. The Developer shall at all times comply with all applicable Federal, Provincial and Municipal legislation and regulations and County Bylaws and resolutions relating to the development of the lands.

CARRIED UNANIMOUSLY

12. e) Development Permit 41-DP-10 Mobile Home within One Mile of the Fort Vermilion Airport (Fort Vermilion Settlement) (ADDITION)

MOTION 10-03-228

Requires Unanimous

MOVED by Councillor Braun

That Development Permit 41-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. Minimum building setbacks:
 - a. 41.14 meters (135 feet) from River Road;
 - b. 15.24 meters (50 feet) from 31st Street;
 - c. 15.24 meters (50 feet) from all other property lines.
3. 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.
4. The undercarriage of the mobile home shall be screened from view by skirting or such other means satisfactory to the Development Authority.
5. The architecture, construction materials and appearance of buildings and other structures shall be to accepted standards.

6. No ancillary building erected/or moved onto the site shall be used as a dwelling.
7. All sewage disposal systems to be in conformance with the Alberta Private Sewage Treatment and Disposal Regulations. (An open discharge system is NOT allowed.)
8. 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.
9. The total site area (lot) shall have a positive surface drainage without adversely affecting the neighbouring properties.

CARRIED UNANIMOUSLY

**EMERGENCY AND
ENFORCEMENT
SERVICES:**

13. a) None

**INFORMATION/
CORRESPONDENCE**

14. a) Information/Correspondence

MOTION 10-03-229

MOVED by Councillor Braun

That Council be authorized to attend the Premier's supper in High Level on March 29, 2010.

CARRIED UNANIMOUSLY

MOTION 10-03-230

MOVED by Councillor J. Driedger

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

CARRIED

Councillor Neufeld left the meeting at 5:45 p.m.

IN CAMERA SESSION:

MOTION 10-03-231

MOVED by Deputy Reeve Sarapuk

That Council move in-camera to discuss issues under the Freedom of Information and Protection of Privacy Regulations

- 18 (1) at 5:45 p.m.
15. a) Town of High Level Arbitration
15. b) Legal Update
15. c) La Crete RV Park Road (ADDITION)

CARRIED

MOTION 10-03-232 **MOVED** by Deputy Reeve Sarapuk

That Council move out of camera at 7:34 p.m.

CARRIED

15. a) Town of High Level Arbitration

MOTION 10-03-233 **MOVED** by Councillor Wardley

That the County proceed to pay the Town of High Level based on the arbitration decision.

CARRIED

15. b) Legal Update

MOTION 10-03-234 **MOVED** by Deputy Reeve Sarapuk

That the legal update be received for information.

CARRIED

15. c) La Crete RV Park Road (ADDITION)

MOTION 10-03-235 **MOVED** by Councillor Braun

That administration prepare a local improvement bylaw for the La Crete RV Park Road as discussed.

CARRIED

NEXT MEETING DATE: **16. a) Regular Council Meeting**
Tuesday, April 13, 2010
10:00 a.m.
Council Chambers, Fort Vermilion, AB

ADJOURNMENT: **17. a) Adjournment**

MOTION 10-03-236 **MOVED** by Councillor J. Driedger

That the Council meeting be adjourned at 7:35 p.m.

CARRIED

These minutes were approved on April 13, 2010.

Original Signed _____

Greg Newman
Reeve

Original Signed _____

William Kostiw
Chief Administrative Officer