The regular meeting of Council of the Municipal District of Wainwright No. 61 was held in the Municipal Administration Building, Wainwright, Alberta on Tuesday, November 18th, 2008 commencing at 9:00 a.m.

Present: Reeve Bob Barss, Councillors Phil Valleau, Oscar Buck, Ted Wilkinson, Shelly Andersen and Morley Muldoon. Staff present: Municipal Administrator Kelly Buchinski, Assistant Municipal Administrator Bonnie Milton, Ratepayer Brad Scribner and from Star News, Kelly Clemmer (10:50 a.m. to 2:30 p.m.) Absent – Clr. Myron Zajic – out of the Country.

The Reeve called the meeting to order at 9:00 a.m.

Reeve Barss in the Chair.

This is the official record for the proceedings.

APPROVAL OF AGENDA

486.08 Moved by Clr. Andersen that the agenda be approved as presented. <u>CARRIED</u>

487.08 Moved by Clr. Muldoon that the following items be added to, changed or deleted from the agenda:

Added:

Public Works

- I. Berg Road Approaches
- m. Line Painting
- n. 2008 Construction Projects

Development

- h. MPC –Vacancy Update
- i. Husky Lease NE 30-42-3 W4M
- j. Pipeline Crossing Policy

IN-CAMERA ISSUES

- 1. Employee Issue
- 2. Development Issue

CARRIED UNANIMOUSLY

488.08

Moved by Clr. Buck that the minutes of the organizational meeting held October 20th, 2008, the regular meeting held October 21st, 2008 and the special meeting held November 5th, 2008 be adopted as written. CARRIED

UNFINISHED BUSINESS

NEW BUSINESS

Agriculture Service Board

The Agricultural Fieldman, James Schwindt, and the Assistant Agricultural Fieldman, Aimee Wonsik, attended the meeting from 9:10 a.m. to 9:40 a.m. and reported to Council on the activities of the Agricultural Service Department for the past month.

489.08

Moved by Clr. Wilkinson that the Agricultural Fieldman's report be accepted as presented. <u>CARRIED</u>

The Assistant Agricultural Fieldman, Aimee Wonsik, gave Council an update on the 2009AESA program application.

The Agricultural Fieldman James Schwindt opened the following bids on the (2) two skid mount sprayers:

Item #1	Item #2
\$1,777.00	\$1,890.00
\$ 625.00	\$1,525.00
\$1,211.00	\$2,111.00
\$ 500.00	\$1,100.00
\$ 260.00	\$ 560.00
\$1,850.00	0
\$ 525.00	\$ 725.00
	\$1,777.00 \$ 625.00 \$1,211.00 \$ 500.00 \$ 260.00 \$1,850.00

Moved by Clr. Muldoon that the Municipal District of Wainwright No. 61 be authorized to sell Item #1 skid mount sprayer to Zajic Farms Ltd. for \$1,850.00 and Item #2 skid mount sprayer to Doug Farley for \$2,111.00 including G.S.T. CARRIED

The Agricultural Fieldman James Schwindt advised Council that Alberta Agriculture and Rural Development has offered an All-Flex Reader and the Ag. 2 network software for each Agricultural Service Board to assist with the implementation of Traceability Age Verification Initiative.

491.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to accept the All-Flex Reader and the Ag. 2 network software from Alberta Agriculture and Rural Development at no cost. <u>CARRIED</u>

A copy of the Provincial ASB Conference draft agenda in Medicine Hat on January 26 – 29, 2009 was received and distributed to Council.

Public Works

The Safety & Utilities Manager, Preston Iverson, attended the meeting from 9:30 a.m. to 9:45 a.m. and reported to Council on the activities of the Safety & Utilities Department for the past month.

492.08 Moved by Clr. Buck that the Safety & Utilities Manager's report be accepted as written. CARRIED

Steve Douglas, Wainwright Fire Chief attended Council from 9:45 a.m. to 10:00 a.m. to give Council an update on the Wainwright Fire Department and the use of Rural Firefighters.

Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 be authorized to disband the Rural Firefighters Association and remove the Rural Fire Department's water truck ('86 GMC S/N1GDJK34M0GJ511639) and equipment and furthermore send a written notice encouraging them to join their local fire department. CARRIED

The Municipal Administrator reported to Council on the activities of the Public Works Department for the past month.

494.08 Moved by Clr. Muldoon that the Public Works report be accepted as written.

<u>CARRIED</u>

Moved by Reeve Barss that the Municipal District of Wainwright No. 61 be authorized to enter into the amended lease agreement with Carillion Canada Inc. for the use of Lot 6, Block 1, Plan 8120814 (Salt Shed) until May 31st, 2009 for a cost of \$500.00 per month with the condition that any rent paid will be subsequently applied to a purchase of the property less pro-rata for municipal taxes. <u>CARRIED</u>

The Municipal Administrator gave Council an update of the costs to repair the radio antennas and coax cable at the Edgerton Tower (NE 7-45-3 W4M). It was the consensus of the Council to do a complete analysis of the Edgerton Tower (NE 7-45-3 W4M) and system in 2009.

A copy of a letter from Genivar was received and distributed to Council explaining the site occupancy overages for South Chauvin Road.

496.08

Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to pay Genivar the extra site occupancy days in the amount of \$30,425.86 for services rendered on the South Chauvin Road Project. CARRIED

The Municipal Administrator advised Council that the following Gravel Haulers are on the list for the 2009 season: Jolen Trucking, Holt Transport, Tonka Oilfield Services and Bar U J Ranch & Farm. It was consensus of Council that if any other haulers are to be added they should be brought to the next Council meeting.

Council discussed the construction project on Twp Road #422.

A letter from Genivar was received and distributed to Council regarding BF70321 Black Creek (SE 17-42-3 W4M).

497.08

Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 hire Genivar to design a culvert extension on BF70321 at the crossing of Twp Rd #422 and Black Creek instead of guard rails and that we request Genivar to obtain necessary approvals and permits to have the project constructed in 2009 for a total cost of approximately \$182,000.00 including engineering. CARRIED

498.08

Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to write a letter to Genivar expressing our concern with the quality of construction on Twp Rd #422 project. <a href="#capacito-capa

499.08

Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 authorize the addition of yield signs in accordance with Bylaw No. 1334 and that these yield signs be added to Appendix A of Bylaw No. 1334:

SW of SW 26-46-4 W4M and SE 27-46-4 W4M

CARRIED

Discussion was held with regard to brush piles throughout the municipality. It was the consensus of Council to have each Councillor submit a brushing list to the Municipal Administrator.

500.08

Moved by Reeve Barss that the Municipal District of Wainwright No. 61 be authorized to send a Final Acceptance Certificate letter to Central City Asphalt Limited for the completion of Contract No. 1007057 Range Road 80 & Twp Rd 470. CARRIED

Council discussed its concerns with approaches on the Berg Road project. It was the consensus of Council to have the M.D. construction crew repair the approaches this year.

501.08

Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 be authorized to fix the following approaches located on the Berg road: Schleppe, Christopherson, Boychuck (north) and Teeter. <u>CARRIED</u>

502.08

Moved by Clr. Wilkinson that the line painting project be forwarded to a 2009 project. <u>CARRIED</u>

503.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 be authorized to continue with small 2008 construction projects in conjunction with the Administrator. CARRIED

Moved by Clr. Muldoon that the following item be added to the agenda:

Culvert on Berg Road

CARRIED UNANIMOUSLY

Moved by Clr. Buck the Municipal District of Wainwright No. 61 engage Genivar to provide the necessary information to Alberta Environment regarding the elevation of the Baxter Lake culvert on the Berg Road as per Alberta Environment's request. CARRIED

<u>Finance</u>

The Municipal Accountant, Karrie Gau, attended the meeting from 11:15 a.m. to 11:45 a.m. and reported to Council on the finances for the past month.

Moved by Clr. Muldoon that the accounts recorded on the attached list in the amount of \$2,038,592.85 covered by debit memos 1168 to 1179 and cheques numbered 58008 to 58142 excluding cheque number 58008 be approved and paid and that the payroll payments as per the attached list totaling \$205,754.42 covered by EFTs numbered 900014941 to 900015065 be ratified. CARRIED

Clr. Muldoon left the Council Chambers at 11:15 a.m. as he declared an interest cheque #58008.

Clr. Andersen left the Council Chambers at 11:15 a.m. as she declared an interest in cheque #58008.

507.08 Moved by Clr. Buck that the account recorded on the attached list in the amount of \$50,000.00 covered by cheque number 58008 be approved and paid. <u>CARRIED</u>

Clr. Muldoon returned to the Council Chambers at 11:16 a.m.

Clr. Andersen returned to the Council Chambers at 11:16 a.m.

Moved by Clr. Valleau that the following item be added to the agenda:

Penalty date for Property Taxes

CARRIED UNANIMOUSLY

Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to extend the tax deadline to December 1st, 2008 @ 4:30 p.m. as November 30th, 2008 falls on a Sunday this year. <u>CARRIED</u>

510.08 Moved by Clr. Muldoon that the financial statement of receipts and disbursements for the month ending October 31st, 2008 be adopted as written and incorporated into these minutes. <u>CARRIED</u>

Administration & Taxation

A copy of the monthly status report was received and distributed to Council.

A copy of a letter from Arm Lake Cabin Owners' Association was received and distributed to Council with regards to the floating dock at Arm Lake. Clr. Wilkinson gave Council an update on the floating dock and added that the Association would like to keep the floating dock if possible.

511.08

Moved by CIr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to turn the Arm Lake Floating dock over to the Arm Lake Cabin Owners' Association for \$1.00 and encourage them to obtain the proper insurance with the condition that the Municipal District of Wainwright No. 61 be named as an additional insured. CARRIED

PUBLIC HEARING

Present at the Hearing were Bob Barss, Shelly Andersen, Oscar Buck, Ted Wilkinson, Phil Valleau, Morley Muldoon, Kelly Buchinski, Bonnie Milton, Jim Klasson, Karrie Gau and Kelly Clemmer.

The public hearing was called to order at 11:30 a.m.

The purpose of the public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1467 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318, as amended to May 15, 2007, by amending Section 6.3.7 Recreational District-RC 4 (1) Regulations – maximum density – 54 recreational vehicles or camping stalls per hectare (22 per acre).

Reeve Barss asked if there were any written submissions. There were none.

Reeve Barss asked if there were any oral submissions. There were none.

512.08 Moved by Clr. Muldoon that the hearing be adjourned at 11:31 a.m. CARRIED

Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 set a meeting for the C.A.O. Evaluation and the Salary/Wage Review for December 5th, 2008 in the Council Chambers at 9:00 a.m. <u>CARRIED</u>

Moved by Clr. Buck that the office of the Municipal District of Wainwright No. 61 be closed during the Christmas Holidays including New Years Day and January 2nd, 2009 and an overtime rate of one and one-half times the regular wage for all hours worked be applicable to Public Work's personnel who work during this time. <u>CARRIED</u>

A copy of a letter from Youth Connections thanking the Municipal District of Wainwright No. 61 for its support of the Career Fair was received and distributed to Council.

A copy of a letter from Northern Lights Library System was received and distributed to Council about the increase in the per capita levy for Municipalities.

Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 send a letter to Northern Lights Library System accepting the proposed levy increase from \$7.18 per capita to \$8.16 per capita and move it to the 2009 budget. CARRIED

A copy of the A.A.M.D. & C's Member Bulletins, Contacts and Trade Bulletins were received and distributed to Council.

Moved by Clr. Buck that the Municipal District of Wainwright No. 61 adopt the attached Tangible Capital Assets (TCA) Policy as written and add it to the policy manual. <u>CARRIED</u>

Protection to Persons and Property

Municipal Property

Health & Social Services

Environment

Clr. Valleau requested that the M.D. crew clean up litter on private property in the municipality that is off a municipal road allowance. It was the consensus of Council not to have the M.D. crew clean up any litter on private property.

Recreation & Community Services

A letter from Candi Schopfer was received and distributed to Council with regard to bird watching sites in Division 1 and assistance in implementing a site.

Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to assist Candi Schopfer with her request for a bird watching site in Division 1 and bring forward a location and requirements to the planning meeting. CARRIED

Keith Brower attended Council at 11:50 a.m. and Council presented him with a plaque for his service on the Agricultural Service Board.

Bylaws

Bylaw No. 1467 A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta being a Bylaw to amend Bylaw No. 1318 as amended May 15, 2007 of the Municipal District of Wainwright No. 61.

It is deemed necessary to amend the Land Use Bylaw of the Municipal District of Wainwright No. 61 in order to amend Section 6.3.7 Recreational District 4.1 Maximum density. Under the authority and subject to the provisions of the Municipal Government Act, R.S.A 2000 with amendments and by virtue of all other powers it enables the Council of the Municipal District of Wainwright No. 61, duly assembled, to enact as follows:

Bylaw No. 1318, being the Land Use Bylaw of the Municipal District of Wainwright No. 61 is hereby amended as follows:

Section 6.3.7 Recreational District-RC 4. (1) Regulations - maximum density – 54 recreational vehicles or camping stalls per hectare (22 per acre).

- 518.08 Moved by Clr. Wilkinson that Bylaw No. 1467 pass the second reading. CARRIED
- 519.08 Moved by Clr. Buck that Bylaw No. 1467 pass the third and final reading. CARRIED

Bylaw #1468 A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta, to amend the Land Use Bylaw No. 1318, as amended to May 15, 2007, of the Municipal District of Wainwright No. 61 (SE 13-46-6 W4 containing approximately 9.98 acres to be changed from Agricultural District to Country Residential District).

- 520.08 Moved by Clr. Muldoon that Bylaw No. 1468 pass the first reading. CARRIED
- 521.08 Moved by Clr. Andersen that a Public Hearing be set for December 16th, 2008 for Bylaw No. 1468 beginning at 11:30 a.m. at the Municipal District of Wainwright No. 61's Administration Building. CARRIED

Bylaw #1469 A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta, to amend the Land Use Bylaw No. 1318, as amended to May 15, 2007, of the Municipal District of Wainwright No. 61 (Pt. SE 26-46-10 W4 containing approximately 4.04 acres to be changed from Agricultural District to Country Residential District).

- 522.08 Moved by Clr. Muldoon that Bylaw No. 1469 pass the first reading. CARRIED
- 523.08 Moved by Clr. Wilkinson that a Public Hearing be set for December 16th, 2008 for Bylaw No. 1469 beginning at 11:32 a.m. at the Municipal District of Wainwright No. 61's Administration Building. CARRIED

Bylaw #1470 A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta, to amend the Land Use Bylaw No. 1318, as amended to May 15, 2007, of the Municipal District of Wainwright No. 61 (Pt. SW 26-46-10 W4 containing approximately 6.62 acres to be changed from Agricultural District to Country Residential District).

- 524.08 Moved by Clr. Valleau that Bylaw No. 1470 pass the first reading. CARRIED
- 525.08 Moved by Clr. Buck that a Public Hearing be set for December 16th, 2008 for Bylaw No. 1470 beginning at 11:34 a.m. at the Municipal District of Wainwright No. 61's Administration Building. <u>CARRIED</u>

Bylaw #1471 A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta, to amend the Land Use Bylaw No. 1318, as amended to May 15, 2007, of the Municipal District of Wainwright No. 61 (SW 3-45-7 W4 containing approximately 79.89 acres to be changed from Agricultural District to Country Residential District).

- 526.08 Moved by Clr. Wilkinson that Bylaw No. 1471 pass the first reading. CARRIED
- Moved by Clr. Andersen that a Public Hearing be set for December 16th, 2008 for Bylaw No. 1471 beginning at 11:36 a.m. at the Municipal District of Wainwright No. 61's Administration Building. CARRIED

Bylaw #1472 A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta, to amend the Land Use Bylaw No. 1318, as amended to May 15, 2007, of the Municipal District of Wainwright No. 61 (Pt. SE 16-45-7 W4 containing approximately 5.00 acres to be changed from Agricultural District to Country Residential District).

- 528.08 Moved by Clr. Andersen that Bylaw No. 1472 pass the first reading. CARRIED
- Moved by Clr. Buck that a Public Hearing be set for December 16th, 2008 for Bylaw No. 1472 beginning at 11:38 a.m. at the Municipal District of Wainwright No. 61's Administration Building. CARRIED

Bylaw #1473 A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta, to amend the Land Use Bylaw No. 1318, as amended to May 15, 2007, of the Municipal District of Wainwright No. 61 (Pt. SE 12-45-8 W4 containing approximately 10.00 acres to be changed from Agricultural District to Country Residential District).

- 530.08 Moved by Clr. Muldoon that Bylaw No. 1473 pass the first reading. CARRIED
- 531.08 Moved by Clr. Valleau that a Public Hearing be set for December 16th, 2008 for Bylaw No. 1473 beginning at 11:40 a.m. at the Municipal District of Wainwright No. 61's Administration Building. <u>CARRIED</u>

Mircea Panciuk, Executive Director of the Northern Lights Library System, attended Council at 1:30 p.m. to 2:00 p.m. to give Council a presentation, update and a copy of the Northern Lights Library Statement of Services.

Gerry Schapansky attended Council at 2:00 p.m. and Council presented him with a plaque for his service on the Municipal Planning Commission.

Development

The Development Officer, Jim Klasson attended the meeting from 11:30 a.m. to 11:31 a.m., 1:15 a.m. to 1:25 p.m. 2:05 p.m. to 2:50 p.m. and 2:55 p.m. to 3:00 p.m. and reported to Council on the activities of the Development Department for the past month.

Moved by Clr. Muldoon that the Development Officer's report be accepted as presented. <u>CARRIED</u>

A copy of the November 10th, 2008 MPC meeting minutes were received and distributed to Council.

Moved by Clr. Buck that the Municipal District of Wainwright No. 61 set up a special meeting for December 12th, 2008 at 9:00 a.m. to go over the Development Agreement for Multi Lot Country Residential Subdivisions and the Clear Lake Area Structure Plan with the request that Bill Dolhman from Municipal Planning Services attend. <u>CARRIED</u>

Moved by Clr. Muldoon that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision in the NW 13-42-2 W4M. <u>CARRIED</u>

> The Development Officer requested direction from Council with regard to the land exchange with Alberta Sustainable Resource Development as per their request for the Killarney Pit (NW 33-41-1 W4M) of 40 acres.

Moved by Clr. Buck that the Municipal District of Wainwright No. 61 begin negotiations with Alberta Sustainable Resource Development of Pt of N ½ 33-41-1 W4M and Pt. of N ½ 32-41-1 W4M for NW 2-43-3 W4M and/or the SW 9-43-3 W4M and furthermore the Municipal District of Wainwright No. 61 be authorized to share the cost of the appraisal. CARRIED

NOVA Gas meter lease NW 7-43-2 W4M - NO ACTION

The Development Officer gave Council an update on the Municipal Planning Commission (MPC) board member vacancy. The Development Officer advised that there were two applicants for the position of MPC member and that the MPC Board will be inviting them to the next MPC meeting to observe. They will bring back their recommendation to the next Council meeting.

The Development Officer advised Council that the surface lease located in the NE 30-42-3 W4M leased by Husky Oil Limited has been transferred to ECHOEX Limited and ECHOEX is proposing a new energy well.

The Development officer was advised to seek an annual compensation of \$2,600.00 for the new energy well in the NE 30-42-3 W4M from ECHOEX Limited.

A copy of the Pipeline Crossing Policy was received and distributed to Council. The Development Officer advised that this policy will now be sent to the NEB for review.

PAYSHEETS

Moved by Clr. Muldoon that the paysheets be approved as presented. <u>CARRIED</u>

COMMITTEE REPORTS

537.08	presented: Wainwright Seed Cleaning Family & Community Services, Wainwright Ambulance, Community	wing committee reports be accepted as g Plant, Edgerton Seed Cleaning Plant, ainwright Waste to Energy Authority, Health Foundation, Northern Lights omic Development Board, and Battle
	CIr. Andersen left the Council M commitments.	leeting at 2:55 p.m. due to other
538.08		I recess for a private meeting, as per vernment Act 2000 and amendments.
539.08	Moved by Clr. Muldoon that Coun meeting. (3:15 p.m.) <u>CARRIED</u>	cil reconvene to the regular council
540.08	Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision in the Pt. SE 36-44-7 W4M. CARRIED	
541.08	Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 hire Davies Park to assist us in the recruitment of a new Public Works Superintendent at a cost of 25 percent of the annual compensation for the position.	
542.08	Moved by Clr. Muldoon that this meeting be adjourned.	
		Reeve
		Municipal Administrator
	(1 Day)	Assistant Municipal Administrator