

The regular meeting of Council of the Municipal District of Wainwright No. 61 was held in the Municipal Administration Building, Wainwright, Alberta on Friday, March 28th, 2008 commencing at 9:00 a.m.

Present: Reeve Bob Barss, Councillors Oscar Buck, Ted Wilkinson, Myron Zajic, Phil Valleau, Morley Muldoon and Shelly Andersen. Staff present: Administrator Kelly Buchinski, Assistant Administrator Bonnie Milton, Public Works Superintendent Darrin Newell, from Star News Kelly Clemmer and ratepayer Brad Scribner.

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

92.08 Moved by Clr. Andersen that the agenda be approved as presented.
CARRIED

93.08 Moved by Clr. Zajic that the following items be added to the agenda:

Public Works

- j. Dust Control
- k. Sign – Range Road #71- Division 5
- l. Alberta Research Council

Administration & Taxation

- p. MSI Distribution
- q. Safety Manual
- r. Ratepayer Letter-Robert Gordon
- s. Grader Sale

IN-CAMERA ISSUES

- 3. Legal Issue

CARRIED UNANIMOUSLY

94.08 Moved by Clr. Valleau that the minutes of the regular meeting held February 19th, 2008 and the special meeting of March 17th, 2008 be adopted as written. CARRIED

UNFINISHED BUSINESS

FINANCE

95.08 Moved by Clr. Buck that the accounts recorded on the attached list in the amount of \$704,870.45 covered by debit memos 1070 to 1080 and cheques numbered 56703 to 56872 be approved and paid and that the payroll payments as per the attached list totaling \$119,684.33 covered by EFT's numbered 900013873 to 900013955 be ratified. CARRIED

96.08 Moved by Clr. Wilkinson that the financial statement of receipts and disbursements for the month ending February 29th, 2008 be adopted as written and incorporated into these minutes. CARRIED

UNFINISHED BUSINESS

NEW BUSINESS

Agriculture Service Board

Agricultural Fieldman James Schwindt attended the meeting from 9:10 a.m. to 9:25 a.m. and reported to Council on the activities of the Agricultural Service Department for the past month.

97.08 Moved by Clr. Zajic that the Agricultural Fieldman's report be accepted as presented. CARRIED

98.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 ratify the purchase of required 2008 Strychnine. CARRIED

Reeve Barss declared a pecuniary interest in the next agenda item and left the Council Chambers at 9:15 a.m. because he is related to the applicants on the next agenda item.

99.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 supports the James & Heather Barss (H. Layton Barss), Rita & Garth Earl (John A. Barss) and Lyle Barss (Harrington J. Barss) applications for the 100 Year Farm Family Award. CARRIED

Reeve Barss returned to the Council Chambers at 9:17 a.m.

100.08 Moved by Reeve Barss that the Municipal District of Wainwright No. 61 supports the 2008 Northlands AMA Farm Family Awards Application Form submitted by the Irma Ag Society for Brian Burr and Family from Irma. CARRIED

The Agricultural Fieldman submitted quotes for a new 2008 Polaris Ranger 6X6 less the trade in of a 1999 Polaris Ranger 6 X 6 to Council as follows:

Company	2008 Ranger	Less Trade in	Net Cost
Baddock's Power Products Ltd.	\$16,900.00	(\$4,900.00)	\$12,000.00
Boundary RV & Marine	\$17,473.91	(\$3,500.00)	\$13,973.91
Western Rentals & Sales	\$18,129.92	(\$3,600.00)	\$14,529.92

101.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 authorize the purchase of a 2008 Polaris Ranger from Baddock's Power Products Ltd. for a cost of \$16,900 less trade trade-in of a 1999 Polaris Ranger 6X6 S/N 4XARF50A2XD131078 for \$4,900 for a net cost of \$12,000.00 plus applicable tax. CARRIED

Public Works

Public Works Superintendent, Darrin Newell attended the meeting from 9:00 a.m. to the end and reported to Council on the activities of the Public Works Department for the past month.

102.08 Moved by Clr. Buck that the Public Works Superintendent's report be accepted as presented. CARRIED

The Safety & Utilities Manager, Preston Iverson attended the meeting from 9:35 a.m. to 9:42 a.m. and reported to Council on the activities of the Safety & Utilities Department for the past month.

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

Bart Grant, Surface Landman and Len Moriarity, Team Leader and Land Acquisition from Talisman attended Council at 9:45 a.m. to 10:10 a.m. and gave Council a handout and presentation with regard to the overall Talisman's Chauvin Operations 2007/2008 Surface Land and Community Relations.

John and Anne Kalczak from the Wainwright Lions Club attended the meeting at 10:10 a.m. to 10:20 a.m. to request Council to supply the labor to form two cement pads and to transport new picnic tables to the railway trestle site. Noting that the Wainwright Lions Club is willing to reimburse the M.D. for their labor.

104.08 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 offer its assistance to the Wainwright Lions Club for transporting the picnic tables and installing two cement pads at the railway trestle site subject to the landowners' permission. CARRIED

The Public Works Superintendent read aloud the following quotes for a compressor for the Construction Service Truck:

- VMAC \$13,600.00
- Western Truck Body \$10,500.00

105.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 authorized the purchase of a compressor from Western Truck Body in the amount of \$10,500.00 plus taxes. CARRIED

The Public Works Superintendent read aloud a quote in the amount of \$20,000.00 (U.S. funds) from Bailey Consulting Inc. for Riverdale Mini Golf restoration.

106.08 Moved by Clr. Muldoon that the Municipal District of Wainwright No. 61 authorized the hiring of Bailey Consulting Inc. to restore the Riverdale Mini Golf in the amount of \$20,000.00 (U.S. funds). CARRIED

107.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 utilize SC250 refined oil for its 2008 oiling program. CARRIED

A copy of a letter from the Village of Irma was received and distributed to Council requesting the service of a Water/Waste Water Operator to oversee its water plant and water testing in the Village for a two week period. They also requested the M.D.'s help with training of a new foreman on a backhoe and grader.

108.07 Moved by Reeve Barss that the Municipal District of Wainwright No. 61 authorize the Public Works Superintendent to help the Village of Irma with the training of its new foreman on a backhoe and grader and advise them that we are not in the position to take on responsibility of its water/waste water system. CARRIED

A copy of a letter from the Village of Chauvin was received and distributed to Council requesting assistance with ripping up and re-oiling six to eight blocks in the Village of Chauvin and to also consider partnering on paving if the M.D. has any project in the vicinity. Also the Chauvin Foreman has requested two tandem truck loads of cold mix and that the Village of Chauvin is in agreement with the Municipal Sustainability Funding Distribution proposal.

109.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the Public Works Superintendent to follow M.D. Policy Section 6.3.12 Upgrading Portions of Streets in Villages in conjunction with the Village of Chauvin request for street repairs and provide two tandem truck loads of cold mix for their use. CARRIED

110.08 Moved by Clr. Muldoon that the Municipal District of Wainwright No. 61 be authorized to increase the M.D. contractor's rates by 20% for 2008. CARRIED

111.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to enter into a contract for its 2008 gravel crushing requirements with Holt Transport Inc. as presented by the Administrator. CARRIED

112.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 purchase calcium for dust control on S.H. #894. MOTION DEFEATED

PUBLIC HEARING

Present at the Hearing were Bob Barss, Shelly Andersen, Oscar Buck, Myron Zajic, Ted Wilkinson, Phil Valleau, Morley Muldoon, Kelly Buchinski, Bonnie Milton, Jim Klasson, Darrin Newell, Brad Scribner and Kelly Clemmer,

The public hearing was called to order at 11:00 a.m.

The purpose of the public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1460 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318, as amended to May 15, 2007, by changing the NW 24-46-6 W4M containing approximately 21.4 acres from Agricultural District to Country Residential District.

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

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

113.08 Moved by Clr. Zajic that the hearing be adjourned at 11:01 a.m. CARRIED

114.08 Moved by Clr. Zajic that dust control be referred to the policy meeting for further discussion. CARRIED

115.08 Moved by Clr. Muldoon that we install necessary signs at Range Road #71. CARRIED

116.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to pay AB Research Council \$5,260.00 to do the reclamation at the Kilarney Pit (NW 33-41-1). CARRIED

Grader Sale - information only.

Administration and Taxation

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

117.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 approve the Five Year Capital Plan as discussed at the 2008 Planning Meeting. CARRIED

A Buckin Brawl 2008 Sponsor Package information sheet was received and distributed to Council.

118.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to contribute \$1,500.00 to the 2008 Buckin Brawl Event as a 4-Star Personnel Sponsor. CARRIED

A copy of a letter from Alberta Municipal Affairs was received and distributed to Council advising that a one-time grant of \$18,686 will be received under the Municipal Sustainability Initiative (MSI) to assist with Tangible Capital Assets (TCA) project.

A copy of a letter from the Village of Edgerton was received and distributed to Council advising that they are in favor of the Municipal Sustainability Initiative Distribution Proposal.

A copy of a letter from the Village of Irma was received and distributed to Council advising that they are in favor of the Municipal Sustainability Initiative Distribution Proposal.

A copy of a letter from the Wainwright Frontier & Exhibition Agricultural Society was received and distributed to Council requesting financial support for the 55th Annual Wainwright Stampede.

119.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 support the Wainwright Frontier & Exhibition Agricultural Society in the amount of \$2,000.00 for the 55th Annual Wainwright Stampede. CARRIED

120.08 Moved by Clr. Wilkinson that the Budget Meeting and Policy Meeting be scheduled for May 13th, 2008 at 9:00 a.m. in the Council Chambers. CARRIED

121.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 ratify hiring Jim Klasson as the Development Officer. CARRIED

Don Isaman attended Council at 11:30 a.m. to go over the 2007 financial statements and recommendations arising out of our year-end Audit.

122.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 approve the 2007 financial statements as presented. CARRIED

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

A copy of the Wainwright Trade Fair shift schedule was distributed to Council for them to complete.

123.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 approve the Municipal Sustainability Initiative Distribution proposal as presented. CARRIED

A copy of a letter from the Town of Wainwright was received and read aloud by Reeve Barss advising that they are in favor of the Municipal Sustainability Initiative Distribution Proposal.

A letter from Ratepayer Robert Gordon was received and explained by Reeve Barss. It was noted that Reeve Barss and Clr. Buck will be meeting with Robert Gordon to discuss options therefore the letter was taken as information only at this time.

The Safety & Utilities Manager, Preston Iverson attended the meeting from 1:10 p.m. to 1:20 p.m. to present the safety manual as distributed to Council.

124.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 accept the safety manual as presented. CARRIED

Protection to Persons and Property

Municipal Property

Health & Social Services

Environment

Recreation & Community Services

125.08 Moved by Clr. Andersen that the following rates for Riverdale Mini Park be implemented:

Golf:

- Front 9 Holes \$8.00
- Back 9 Holes \$8.00
- 18 Holes \$15.00
- All Day \$20.00
- Power Cart Rental (per round) \$10.00

Memberships:

- Annual Family Membership \$150.00
(includes children 17 & under and not attending a post-secondary institution)
- Annual Single Memberships \$100.00
- Student Membership \$35.00

Camping:

- Full Service Sites (power/water/sewer) \$20.00/unit/night
\$110.00/week
\$440.00/month
- Power Sites \$16.00/unit/night
\$85.00/week
\$330.00/month
- Non-Power Sites \$10.00/unit/night
\$55.00/week
\$230.00/month
- Reserved Grill Area \$25.00/day
\$40.00/weekend
- Shelters/Cookhouse \$15.00/day
\$20.00/weekend
- Picnic Only – At sites D1 – D11 No charge

CARRIED

126.08 Moved by Clr. Muldoon that the Municipal District of Wainwright No. 61 appoint Jim Klasson, Development Officer to the Wainwright Economic Development Committee as a board member to represent the municipality upon approval from the Town of Wainwright. **CARRIED**

Bylaws

Bylaw #1460 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 (NW 24-46-6 W4 containing approximately 21.4 acres to be changed from Agricultural District to Country Residential District).

- 127.08 Moved by Clr. Wilkinson that Bylaw No. 1460 pass the second reading. CARRIED
- 128.08 Moved by Clr. Buck that Bylaw No. 1460 pass the third and final reading. CARRIED
- Bylaw #1461 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 (SE13-45-8 W4M containing 10 acres to be changed from Agricultural District to Country Residential District).
- 129.08 Moved by Clr. Zajic that Bylaw No. 1461 pass the first reading. CARRIED
- 130.08 Moved by Clr. Valleau that a Public Hearing be set for April 15th, 2008 for Bylaw No. 1461 beginning at 11:00 a.m. at the Municipal District of Wainwright No. 61's Administration Building. CARRIED
- Reeve Barss declared a pecuniary interest in the next bylaw as his wife works for the ATB Financial and left the Council Chambers at 1:35 p.m.
- Bylaw #1462 – A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta, to authorize the borrowing of money for the purpose of financing operating expenditures.
- 131.08 Moved by Clr. Wilkinson that Bylaw #1462 pass the first reading. CARRIED
- 132.08 Moved by Clr. Buck that Bylaw #1462 pass the second reading. CARRIED
- 133.08 Moved by Clr. Andersen that Bylaw #1462 proceed with the third reading at this meeting. CARRIED
- 134.08 Moved by Clr. Muldoon that Bylaw #1462 pass the third and final reading. CARRIED
- Reeve Barss returned to the Council Chambers at 1:37 p.m.
- Bylaw #1463 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 32-44-4 W4M containing 10 acres to be changed from Agricultural District to Country Residential District).
- 135.08 Moved by Clr. Muldoon that Bylaw No. 1463 pass the first reading. CARRIED
- 136.08 Moved by Clr. Zajic that a Public Hearing be set for April 15th, 2008 for Bylaw No. 1463 beginning at 11:15 a.m. at the Municipal District of Wainwright No. 61's Administration Building. CARRIED
- Development**
- The Development Officer, Jim Klasson attended the meeting from 11:00 a.m. to 11:01 a.m. and 1:30 p.m. to 1:50 p.m. and reported to Council on the activities of the Development Department for the past month.
- 137.08 Moved by Clr. Zajic that the Development Officer's report be accepted as presented. CARRIED
- 138.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in the Pt. NW 24-46-6 W4M subject to 17' road widening dedication. CARRIED

139.08 Moved by Clr. Wilkinson that the Administrator set up a meeting with NRCB for May 13th, 2008 @ 1:00 p.m. in the Council Chambers.
CARRIED

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

140.08 Moved by Clr. Buck that Section 6.4.17 Land Purchase Compensation and 6.4.18 Borrow Pits be amended as follows for the 2008 construction season:

READS:

6.4.17 Land Purchase Compensation

- Widening from 66 ½' to 100' – 3 times assessed value (minimum of \$400 per acre).
- Widening greater than 100' – 4 times assessed value (minimum of \$450 per acre)
- Subdivided Land – 4 times assessed value based on agricultural land rates and calculated on total subdivided acreage (minimum of \$200).

6.4.18 Borrow Pits

- The M.D. shall pay the landowner \$400 per acre for borrow pits.
- If fence is in place prior to construction 1) The M.D. will pay the landowner \$600 per ½ mile. If the landowner wishes to salvage existing fence, he may do so at his own cost or may request the M.D. to remove it as a cost of \$300 per ½ mile to the landowner. An addition \$600 per 1/2 mile will be paid to the landowner if he or his contractor constructs a new fence on 100 right-of-way only, within one year of road construction completion. The additional \$600 compensation will not be paid unless the new fence is constructed on property line at the 100' right-of-way or 132 right-of-way if required.
- The Construction Foreman shall measure out borrow pits while on site before the pits are reclaimed.

AMENDED:

6.4.17 Land Purchase Compensation

- Widening from 66 ½' to 100' – 3 times assessed value (minimum of \$1000 per acre).
- Subdivided Land – 4 times assessed value based on agricultural land rates and calculated on total subdivided acreage (minimum of \$200).

6.4.18 Borrow Pits

- The M.D. shall pay the landowner \$700 per acre for borrow pits.
- If fence is in place prior to construction 1) The M.D. will pay the landowner \$600 per ½ mile. If the landowner wishes to salvage existing fence, he may do so at his own cost or may request the M.D. to remove it as a cost of \$300 per ½ mile to the landowner. An addition \$600 per 1/2 mile will be paid to the landowner if he or his contractor constructs a new fence on 100; right-of-way only, within one year of road construction completion. The additional \$600 compensation will not be paid unless the new fence is constructed on property line at the 100' right-of-way or 132; right-of-way if required.
- The Construction Foreman shall measure out borrow pits while on site before the pits are reclaimed.

CARRIED

PAYSHEETS

141.08 Moved by Clr. Zajic that the paysheets be approved as presented.
CARRIED

**COMMITTEE
REPORTS**

142.08 Moved by Clr. Andersen that the following committee reports be accepted as presented: Wainwright Seed Cleaning Plant, Edgerton Seed Cleaning Plant, Battle River Foundation, Family & Community Services, Wainwright Waste to Energy Authority, Wainwright Ambulance, Community Health Foundation, Northern Lights Library Systems and Wainwright Economic Development Board. CARRIED

143.08 Moved by Clr. Buck that Council recess for a private meeting as per Section 197 (2) of the Municipal Government Act 2000 and amendments. CARRIED (2:15 p.m.)

144.08 Moved by Clr. Buck that Council reconvene to the regular meeting. CARRIED (2:25 p.m.)

145.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 accept Talisman renewal offer for the following outstanding leases:

File #728566, #728567, #728570, #728571, #728573, #728575, #728775, #728776, #729246, #730996, #706159, #706144, #718275, #718281, #718278, #718271, #718557, #718277, #731231, #731232 & #731233.
CARRIED

Reeve Barss informed Clr. Andersen and Clr. Muldoon that they may have a conflict of interest in the next In-Camera item. Clr. Andersen and Clr. Muldoon acknowledge that they have a conflict and left the meeting at 2:27 p.m.

146.08 Moved by Clr. Wilkinson that Council recess for a private meeting as per Section 197 (2) of the Municipal Government Act 2000 and amendments. CARRIED (2:30 p.m.)

147.08 Moved by Clr. Wilkinson that Council reconvene to the regular meeting. CARRIED (2:32 p.m.)

148.08 Moved by Clr. Zajic that this meeting be adjourned. CARRIED (2:32 p.m.)

Reeve

Municipal Administrator

Assistant Municipal Administrator

(1 Day)