

The regular meeting of Council of the Municipal District of Wainwright No. 61 was held in the Municipal Administration Building, Wainwright, Alberta on Tuesday, December 16th, 2008 commencing at 9:00 a.m.

Present: Reeve Bob Barss, Councillors Phil Valleau, Oscar Buck, Ted Wilkinson, Myron Zajic Shelly Andersen and Morley Muldoon. Staff present: Municipal Administrator Kelly Buchinski, Assistant Municipal Administrator Bonnie Milton and from Star News, Kelly Clemmer.

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**

548.08 Moved by Clr. Muldoon that the agenda be approved as presented. CARRIED

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

Add:

### Public Works

- o. Twp. #422 – Culvert
- p. Carmacks – Site Occupancy Days

### Protection to Persons and Property

- a. Wainwright Rural Firefighters

Delete:

### Public Works

- m. Stop Signs – Correction Line Road

CARRIED UNANIMOUSLY

550.08 Moved by Clr. Valleau that the minutes of the regular meeting held November 18th, 2008 and the special meeting held December 5th, 2008 be adopted as written. CARRIED

## **UNFINISHED BUSINESS**

## **NEW BUSINESS**

### Agriculture Service Board

The Agricultural Fieldman, James Schwindt attended the meeting from 9:15 a.m. to 9:25 a.m. and reported to Council on the activities of the Agricultural Service Department for the past month.

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

A copy of the minutes from the ASB Meeting on November 25<sup>th</sup>, 2008 were received and distributed to Council.

552.08 Moved by Clr. Valleau that the Agricultural Service Board be authorized to increase the approved budget for the Spray Truck upgrades from \$35,000.00 to a maximum of \$42,500.00. CARRIED

- 553.08 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 support "Spring into Gardening" seminar at a cost of \$1,000.00 for facility rental and advertising and that this be forwarded to the 2009 ASB budget file. CARRIED
- 554.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 support "Spring Break" conference at a cost of \$500.00 for facility rental and advertising and that this be forwarded to the 2009 ASB budget file. CARRIED
- 555.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 ratify the 2009 AESA report as presented. CARRIED
- 556.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 ratify the 2009 AESA expenditure spreadsheet as presented. CARRIED
- 557.08 Moved by Clr. Buck the Municipal District of Wainwright No. 61 authorize the Administrator to sign the 2009 Alberta-Municipal Rat and Rabies Control Agreement with Alberta Agriculture and Food where a total of \$57,700.00 will be paid to the M.D., 75% to be paid in June 2009 and 25% in December 2009. CARRIED
- A copy of the response summary of Agricultural Service Boards 2008 was received and distributed to Council.
- 558.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 be authorized to advise the Wainwright and Edgerton Seed Cleaning Plants that the Municipal District of Wainwright No. 61 will only have (1) one representative on their Seed Cleaning Plant effective 2010 and furthermore request the Seed Cleaning Plants to address their bylaw accordingly. CARRIED

### Public Works

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

- 559.08 Moved by Clr. Buck that Finning Canada be notified that the Municipal District of Wainwright No. 61's position is that the 2008 140M Grader S/N B9M00241 that has been continually experiencing mechanical problems be replaced with a new equivalent grader as soon as possible. CARRIED
- 560.08 Moved by Clr. Muldoon that the Public Works report be accepted as written. CARRIED
- 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.
- 561.08 Moved by Clr. Zajic that the Safety & Utilities Manager's report be accepted as written. CARRIED
- 562.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 hire the following to haul gravel in the Municipal District of Wainwright for the 2009 season and that each gravel hauler provide the Municipal District with proof of at least 5 million dollars in liability insurance coverage and a copy of truck and trailer inspection certificate prior to working in the municipality: Jolen Trucking, Holt Transport, Tonka Oilfield Services, Bar UJ Ranch & Farm and Fitzgerald Aggregates Inc. CARRIED
- 563.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to obtain two engineering proposals for the grading of Minburn Road and Twp Road #422 Extension and a second engineering proposal for the paving of Correction Line Road and South Chauvin Road. CARRIED

Bill Holt, Holt Transport attended Council at 10:00 a.m. to present Council with different options for the Tondu Pit crush (NE 21-47-5 W4M) and a review of the 2008 year. He noted that we are recording on two different measuring systems (weight and converting to volume) and requested that this be changed in 2009 to the ton.

- 564.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 send a Conditional Construction Completion Certificate to Carmacks Enterprises Ltd. for Contract #1008021 final inspection Giltedge Road (Berg Road) base and pavement as recommended by Genivar. CARRIED
  
- 565.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 send a Construction Completion Certificate to M.A.P. Earthworks Ltd. for Contract #1007204 R.R. #2-0 (S. Chauvin Road) final inspections for grading, shoulder pull, subgrade prep and other work. CARRIED
  
- Dust Control Oil Allocation per Division – forward to January 2009 Council meeting.
  
- 566.08 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to tender the purchase of a new 750 bbl oil tank with low 8" burner, gauge board, ladder and containment installed on site. CARRIED
  
- 567.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 support in principle a non-motorized paved trail south of Wainwright along Airport Road to the Ascot Heights corner. CARRIED
  
- 568.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 authorize Holt Transport to crush 10,000 cubic yds of 1 ½" gravel from NE 21-47-5 W4M (Tondu pit) instead of 10,000 cubic yards of ¾" gravel. CARRIED
  
- 569.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize Holt Transport to haul the balance of the crush up to 25,000 cubic yards to existing piles for a cost of \$1.00 per cubic yards from NE 21-47-5 W4M (Tondu pit). CARRIED

The Municipal Administrator read aloud the following truck quotes:

	Denwood Motors (1993) Ltd.	Norris Brothers Ford	WainAlta Motors (1988) Ltd.
One (1) – ½ ton 4X4 extended cab truck	\$28,174.00	\$26,138.00	\$27,360.00
Three (3) 1 ton 4X4 crew cab trucks	\$40,200.00/ea	\$41,626.00/ea	\$32,537.00/ea
One (1) 1 ton 4X4 regular cab truck	\$39,800.00	\$41,647.00	\$33,991.00
One (1) ¾ ton 4X4 extend cab truck (Rat Truck)	\$35,004.00	\$32,217.00	\$33,120.00
Two (2) ¾ ton 4X4 extended cab trucks	\$32,674.00/ea	\$29,150.00/ea	\$29,162.00/ea

- 570.08 Moved by Clr. Muldoon that the following 2009 trucks be ordered and purchased in the 2009 budget from Norris Brothers Ford - one (1) ½ ton 4X4 extended cab truck for \$26,138.00, one (1) ¾ ton 4X4 extended cab truck (Rat Truck) for \$32,217.00 and two (2) ¾ ton 4X4 extended cab trucks for \$29,150.00 each and from WainAlta Motors (1988) Ltd. three (3) 1 ton 4X4 crew cab trucks for \$32,537.00 each and one (1) 1 ton 4X4 regular cab truck for \$33,991.00 app plus applicable taxes. CARRIED

A copy of a letter from Genivar with regard to the Municipal District of Wainwright No. 61's letter of concern on Contract No. 10080644 (R.R. #42-2) was received and distributed to Council.

571.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to add Bridge File #70321 on Township Road #422 as number 1 priority on the Municipal District of Wainwright No. 61's bridge list. CARRIED

The Municipal Administrator read aloud a letter from Genivar and a letter from Carmacks Enterprises Ltd. on Contract No. 1008021 (Giltedge Road) with regard to the site occupancy days.

572.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to waive fees for the site occupancy days on Contract No. 1008021 (Giltedge Road) to Carmacks Enterprises Ltd. MOTION DEFEATED

**PUBLIC  
HEARINGS**

Present at the hearing were Bob Barss, Shelly Andersen, Oscar Buck, Ted Wilkinson, Phil Valleau, Morley Muldoon, Kelly Buchinski, Bonnie Milton, Jim Klasson 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. 1468 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318, as amended May 15, 2007, of the Municipal District of Wainwright No. 61 by changing the Land Use Designation of Pt. SE 16-46-6 W4M containing 9.98 acres be changed 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.

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

The public hearing was called to order at 11:32 a.m.

The purpose of the public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1469 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318, as amended May 15, 2007, of the Municipal District of Wainwright No. 61 by changing the Land Use Designation of Pt. SE 26-46-10 W4M containing 4.04 acres be changed 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.

574.08 Moved by Clr. Valleau that the hearing be adjourned at 11:33 a.m. CARRIED

The public hearing was called to order at 11:34 a.m.

The purpose of the public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1470 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318, as amended May 15, 2007, of the Municipal District of Wainwright No. 61 by changing the Land Use Designation of Pt. SW 26-46-10 W4M containing 6.62 acres be changed 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.

575.08 Moved by Clr. Zajic that the hearing be adjourned at 11:35 a.m. CARRIED

The public hearing was called to order at 11:36 a.m.

The purpose of the public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1471 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318, as amended May 15, 2007, of the Municipal District of Wainwright No. 61 by changing the Land Use Designation of Lot A, Plan 992 4217 (SW 3-45-7 W4M) containing 79.89 acres be changed 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.

576.08 Moved by Clr. Muldoon that the hearing be adjourned at 11:37 a.m. CARRIED

The public hearing was called to order at 11:38 a.m.

The purpose of the public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1472 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318, as amended May 15, 2007, of the Municipal District of Wainwright No. 61 by changing the Land Use Designation of Pt. of SE 16-45-7 W4M containing 5.00 acres be changed 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.

577.08 Moved by Clr. Andersen that the hearing be adjourned at 11:39 a.m. CARRIED

The public hearing was called to order at 11:40 a.m.

The purpose of the public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1473 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318, as amended May 15, 2007, of the Municipal District of Wainwright No. 61 by changing the Land Use Designation of Pt. of SE 12-45-8 W4M (Parcel B) containing 10.00 acres be changed 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.

578.08 Moved by Clr. Valleau that the hearing be adjourned at 11:41 a.m. CARRIED

### Finance

The Municipal Accountant, Karrie Gau, attended the meeting from 11:42 a.m. to 2:00 p.m. and reported to Council on the finances for the past month.

579.08 Moved by Clr. Andersen that the accounts recorded on the attached list in the amount of \$11,774,212.56 covered by debit memos 1180 to 1190 and cheques numbered 58143 to 58316 be approved and paid and that the payroll payments as per the attached list totaling \$169,948.38 covered by EFTs numbered 900015066 to 900015176 be ratified. CARRIED

580.08 Moved by Clr. Buck that the financial statement of receipts and disbursements for the month ending November 30th, 2008 be adopted as written and incorporated into these minutes. CARRIED

### **Administration & Taxation**

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

581.08 Moved by Clr. Valleau that expense rates for Council, employees and ratepayers be adjusted for 2009 as follows:

- Mileage
- Convention/Conference Expenses
- Ratepayer Per Diem
- \$0.55 per kilometer
- \$200.00 per night
- \$250.00 per day

CARRIED

A copy of Brownlee LLP Emerging Trends seminar for February 12<sup>th</sup>, 2009 in Edmonton was received and distributed to Council.

A copy of a letter from Alberta Municipal Affairs was received and distributed to Council advising that the 2008 Municipal Sponsorship grant has been approved in the amount of \$87,108.00 which includes the Intermunicipal bonus and priority bonus to help support the partnership project – Edgerton Rescue Unit.

Tax Clerk, Karen Steele advised Council by memo that, as of December 16th, 2008, the current tax collection rate for 2008 is 98.74 %.

Dave Ramsey, Partnership Advisor Safety Service for Alberta Municipal Affairs attended Council at 1:10 p.m. to advise Council on the accreditation process, program and overview.

582.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 adopt the 2008 Operating and Capital Budget as Interim Budget for 2009. CARRIED

An invitation to the Annual General Meeting on January 8<sup>th</sup>, 2009 for the East Central 911 was received and distributed to Council.

583.08 Moved by Clr. Muldoon that the 2009 Policy Manual be adopted as reviewed on December 8<sup>th</sup>, 2008. CARRIED

584.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to allot the Village of Irma, Edgerton and Chauvin \$7,500.00 each out of general recreation funds and furthermore the Villages move the monies to their Rural Recreation Accounts on an annual basis. CARRIED

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

### **Protection to Persons and Property**

585.08 Moved by Clr. Buck that the Municipal District of Wainwright No.61 be authorized to forward the 1986 GMC Fire Truck S/N 1GDJK34M0GJ511639 to Ritchie Brothers Auction for sale. CARRIED

### **Municipal Property**

**Health & Social Services**

**Environment**

**Recreation & Community Services**

586.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the 2009 membership renewal for the Trail of the Buffalo for a cost of \$850.00 plus tax. CARRIED

The 2009 Boston Pizza Cup Alberta Men's Provincial Curling Championships presented by Best Western Hotels sponsor package information sheet was received and distributed to Council.

587.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 be authorized to contribute \$2,000.00 to the 2009 Boston Pizza Cup Alberta Men's Provincial Curling Championships presented by Best Western Hotels Event as a Gold Partner Sponsor. CARRIED

**Bylaws**

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).

588.08 Moved by Clr. Buck that Bylaw No. 1468 pass the second reading. CARRIED

589.08 Moved by Clr. Wilkinson that Bylaw No. 1468 pass the third and final reading. 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).

590.08 Moved by Clr. Zajic that Bylaw No. 1469 pass the second reading. CARRIED

591.08 Moved by Clr. Muldoon that Bylaw No. 1469 pass the third and final reading. 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).

592.08 Moved by Clr. Muldoon that Bylaw No. 1470 pass the second reading. CARRIED

593.08 Moved by Clr. Anderson that Bylaw No. 1470 pass the third and final reading. CARRIED

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).

- 594.08 Moved by Clr. Valleau that Bylaw No. 1471 pass the second reading. CARRIED
- 595.08 Moved by Clr. Buck that Bylaw No. 1471 pass the third and final reading. 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).
- 596.08 Moved by Clr. Wilkinson that Bylaw No. 1472 pass the second reading. CARRIED
- 597.08 Moved by Clr. Zajic that Bylaw No. 1472 pass the third and final reading. 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).
- 598.08 Moved by Clr. Muldoon that Bylaw No. 1473 pass the second reading. CARRIED
- 599.08 Moved by Clr. Andersen that Bylaw No. 1473 pass the third and final reading. CARRIED
- Development**
- The Development Officer, Jim Klasson attended the meeting at 11:30 a.m. to 11:42 a.m., 1:10 p.m. to 1:50 p.m. and 2:15 p.m. to 3:15 p.m. and reported to Council on the activities of the Development Department for the past month.
- 600.08 Moved by Clr. Zajic that the Development Officer's report be accepted as presented. CARRIED
- A copy of the December 8th, 2008 MPC meeting minutes were received and distributed to Council.
- The Council discussed the accreditation program and the consensus of Council was to have the Municipal Administrator and Development Officer research and bring back options to March's Council meeting.
- A copy of a letter from Talisman Energy with regard to an access issue on the SW 18-42-2 W4M was received. It was the consensus of Council to have Clr. Buck address the access issue on SW 18-42-2 W4M noting Talisman will have to purchase some land from the landowner to extend their road.
- 601.08 Moved by Clr. Muldoon that the Municipal District of Wainwright No. 61 be authorized to enter into an amendment agreement with ECHOEX Limited for an existing energy well in the NE 30-42-3 W4M. CARRIED
- 602.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 be authorized to enter into an agreement with TransCanada Pipeline Limited for the Surface Lease renewal (meter station) on the NW 7-43-2 W4M for a 5-year term in the amount of \$1,000.00 per annum. CARRIED



603.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 appoint Ken McNeil as the new member to the Municipal Planning Commission for the 2008/2009 term as a ratepayer representative. CARRIED

Development permit - NE 1-44-4 W4M - information only.

Proposed subdivision - NE 1-44-4 W4M – referred to the Village of Edgerton.

604.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision in the NE 27-45-3 W4M. CARRIED

Proposed subdivision - NW 33-44-6 W4M – information only.

605.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision in the SW 25-44-4 W4M subject to complying with LUB regulations. CARRIED

Alberta Environment sent notice of regulatory change and approval expiry on the following pits: SE 14-45-1 W4M (Antelope Pit), NE 26-45-10 W4M (Larson Pit), NE 20 & NW 21-45-9 W4M (Raasok-Glasgow Pit), NW 20-45-9 W4M (Raasok Pit) and SW 33-41-1 W4M (Hager Pit).

606.08 Moved by Clr. Buck that the Development Officer be authorized to obtain request for proposals on renewal of the licenses for the following gravel pits: SE 14-45-1 W4M (Antelope Pit), NE 26-45-10 W4M (Larson Pit), NE 20 & NW 21-45-9 W4M (Raasok-Glasgow Pit), NW 20-45-9 W4M (Raasok Pit) and SW 33-41-1 W4M (Hager Pit). CARRIED

#### **PAYSHEETS**

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

#### **COMMITTEE REPORTS**

608.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to set up a meeting with the Villages and the Town of Wainwright with regard to the FCS building options. CARRIED

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

610.08 Moved by Clr. Muldoon that this meeting be adjourned. CARRIED ( 3:40 p.m.)

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Reeve

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Municipal Administrator

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Assistant Municipal Administrator

(1 Day)