

The regular meeting of Council of the Municipal District of Wainwright No. 61 was held in the Municipal Administration Building, Wainwright, Alberta on Tuesday, June 19th, 2007 commencing at 9:00 a.m.

Present: Reeve Bob Barss, Councillors Ted Wilkinson, Myron Zajic, Brad Scribner, Doug Fletcher, Oscar Buck and Kevin MacKay. Staff present: Administrator Kelly Buchinski, Assistant Administrator Bonnie Milton, Secretary Stacey Davis, Public Works Superintendent Darrin Newell and Kelly Clemmer from Star News.

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

253.07 Moved by Clr. MacKay that the agenda be approved as presented.
CARRIED

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

Add:

Administration & Taxation

- o. Fall Protection for Tower
- p. Wainwright Economic Development Board RE: New Member
- q. Aerial Photos
- r. Wainwright's Centennial
- s. Chauvin Bins
- t. Zone 5 Meeting in Camrose July 3rd, 2007
- u. Clarification re: grants

Public Works

- h. Water Treatment
- i. Dust Control #894
- j. Purchase of Road Widening

Recreation & Community Services

- a. Edgerton Golf Course
- b. Arm Lake CIP Grant

IN-CAMERA

- 3. Letter of Credit

CARRIED UNANIMOUSLY

255.07 Moved by Clr. Buck that the minutes of the regular meeting held May 15th, 2007 and the budget meeting held May 23rd, 2007 be adopted as written. CARRIED

UNFINISHED BUSINESS

FINANCE

256.07 Moved by Clr. Scribner that the accounts recorded on the attached list in the amount of \$1,079,721.33 covered by debit memos 967 to 977 and cheques numbered 55245-55261 and 55272-55469 be approved and paid with invoice #205530577 from Waste Management in the amount of \$2552.89 being removed prior to cheques being run and that the payroll payments as per the attached list totaling \$201,947.68 covered by EFT's numbered 900012703 to 900012837 be ratified. CARRIED

- 257.07 Moved by Clr. Buck that the financial statement of receipts and disbursements for the month ending May 31st, 2007 be accepted as amended and incorporated into these minutes. CARRIED

**UNFINISHED
BUSINESS**

**NEW
BUSINESS**

Public Works

Safety & Utilities Manger, Preston Iverson attended the meeting from 9:14 a.m. to 9:17 a.m. and reported to Council on the activities of the Safety & Utilities Department for the past month.

- 258.07 Moved by Clr. Scribner that the Safety & Utilities Manager's report be accepted as presented. CARRIED

Agriculture Service Board

Agricultural Fieldman James Schwindt attended the meeting from 9:18 a.m. to 9:22 a.m. and 9:30 a.m. to 10:20 a.m. reported to Council on the activities of the Agricultural Service Department for the past month.

- 259.07 Moved by Clr. Wilkinson that the Agricultural Fieldman's report be accepted as presented. CARRIED

A thank you letter was received and distributed to Council from Alberta Agriculture and Food, Regulatory Service Division for the assistance with the eradication of a rat infestation.

A copy of a letter sent to Canadian Transportation Agency from the Municipal District of Northern Lights No. 22 was received and distributed to Council with regard to Great Northern Grain Terminals Limited vs Canadian Nation Railway Company.

Public Works con't

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.

- 260.07 Moved by Clr. Zajic that the Public Works Superintendent's report be accepted as presented. CARRIED

A copy of a letter from Alberta Infrastructure and Transportation Regional Director, Stu Becker was received and distributed to Council advising that the Municipal District of Wainwright No. 61 unfortunately did not rank high enough to receive Resource Road grant funding for South Chauvin Road, Range Road 80 and Township Road 470 and the North Chauvin Road under the Resource Road Program for 2007.

A letter from Castle Glenn Consultants Inc. was received and distributed to Council advising that there will be a second Public Open House with regard to Highway 14 Functional Planning Study on June 19th, 2007 at the Wainwright Communiplex from 5:30 p.m. to 8:30 p.m. The Administrator handed out the plan for Highway #14 from Castle Glenn Consultants that will be discussed at the June 19th, 2007 meeting.

Dave Moore attended Council from 9:30 a.m. to 10:20 a.m. and gave an update and a presentation on CWD (Chronic Waste Disease).

261.07 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 be authorized to purchase approximately 6.5 acres located in the NW 24-45-6 W4M for a cost of \$1,300 per acre. CARRIED

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

- NW of NW 36-45-8 W4M
- SE of SE 2-46-8 W4M

CARRIED

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

- NW of NW 36-41-3W4M
- SE of SE 2-42-3 W4M

CARRIED

264.07 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the Public Works Superintendent to investigate the possibility of entering into an agreement with Alberta Infrastructure and Transportation regarding the maintenance of dust control on S.H. 894. CARRIED

PUBLIC HEARING

Present at the Hearing were Bob Barss, Doug Fletcher, Oscar Buck, Myron Zajic, Ted Wilkinson, Brad Scribner, Kevin MacKay, Kelly Buchinski, Bonnie Milton, Stacey, Davis, Norma Schiefer, Darrin Newell 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. 1452 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318 by changing Pt. NW 18-45-6 W4M, containing approximately 40 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.

265.07 Moved by Clr. Scribner that the hearing be adjourned at 11:03 a.m. CARRIED

Public Works con't

Clr. MacKay requested Council to view the following roads SW 1-46-10 W4M, SE 1-46-10 W4M, S ½ 6-46-9 W4M and N ½ 31-45-9 W4M, N ½ 36-45-10 W4M in his division for the purchase of road widening. It was consensus of Council to view the road at the next Council meeting and discuss the different options at that time.

Administration and Taxation

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

A copy of a letter from the Village of Mannville was received and distributed to Council advising that the Municipal District of Wainwright No. 61 owns 5.65% of Plan 9824726, Lot 1 known as the Nurses Residence in the Village of Mannville and that the Village would like to obtain the property.

266.07 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 have no objection to East Central Health disposing of the property to the Village of Mannville and that all profits be retained by East Central Health. **CARRIED**

A letter and an agreement was received and distributed to Council from Buffalo Trail Regional Division #28 regarding entering into a Joint Election Agreement for 2007.

267.07 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 enter into a Joint Election Agreement for the 2007 Election with Buffalo Trail Regional School Division. **CARRIED**

PUBLIC HEARING

Present at the Hearing were Bob Barss, Doug Fletcher, Oscar Buck, Myron Zajic, Ted Wilkinson, Brad Scribner, Kevin MacKay, Kelly Buchinski, Bonnie Milton, Stacey Davis, Norma Schiefer, Darrin Newell, Derek Kilbourn and Kelly Clemmer and ratepayers.

The public hearing was called to order at 11:15 a.m.

The purpose of the public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1453 which is a bylaw proposing an amendment to the Land Use Bylaw No. 1318 by changing Block 13, Plan 912-0130 (in NE 2-44-5 W4M), containing approximately 9.96 acres, from Agricultural District to Country Residential District.

Reeve Barss asked if there were any written submissions. Development Officer Norma Schiefer read aloud the following submissions:

- Support - Gary & Pat Mason – Cabin #1
- Opposed – Diane Myles – Cabin #41
Ron & Trich Gabruck – Cabin #5
Kathy McNiven – Cabin #120
Bud & Lois Leggett – Cabin #26 & #27

Reeve Barss asked if there were any oral submissions.

Rene Rajotte agreed with the concerns of the written submissions and would like to see some environmental studies completed and some direction set with regard to development around the lake. Tammy Goulet advised that the subdivision that Dwayne and she have applied for will add no pressure on the lake and is a subdivision for them to leave to their children. Noreen Herbert requested to know how it would affect the tax base. Gordon Miniely advised the Goulets that they were good neighbors and this was not personal, but he had concerns along with all the property owners around the lake with regard to the history of the density around the lake. He has concerns with the quality around the lake and trusted that the M.D. knows that they need to develop a plan for development around the lake so the cabin owners can be assured that there is no impact on the lake, with regard to these developments. Scott Herrington asked the question if there was a Plan? What is the Plan? What is the big picture? Reeve Barss advised the group that the MPC

handles a development request and if all conditions are met the subdivision is approved. Noting that the M.D. must consider developing a subdivision plan for the surrounding area around Clear Lake and judging by the group that is here today consider doing a impact study, environmental study and public input consultations prior to developing a plan. Dwayne Goulet stated that he does not believe that 1 house will impact Clear Lake but feels the problem lies with the 100 people coming in on the weekends to the public beach, noting they stir up a lot more activity then one subdivision. Gordon Miniely noted that he is not arguing against the Goulet development but the future that he is concerned about and the implications that subdivisions around the lake bring. Dwayne Goulet noted that it is the cabin sizes that are changing that are causing the increase in traffic. Gordon Miniely informed him that they follow the rules with regards to cabins on the lake noting they can only replace old ones. Daisy Chesterman opposed the subdivision noting that the house is up for sale. Reeve Barss advised her that this has nothing to do with this public hearing. Roger Holmes requested clarification with regard to the application and if requirements are met what other options does Council have but to approve it. Reeve Barss and Administrator Kelly Buchinski advised that if conditions are met and there is no legal issue holding the subdivision back, it and Council declines the subdivision, the applicant would have the right to appeal it. If all rules and regulations are met the subdivision should go through. Roger Holmes does Council have the ability to defer the subdivision? Administrator Kelly Buchinski advised there are time limits to follow and Development Officer Norma Schiefer advised that subdivisions go to the Municipal Planning Authority for approval. Roger Holmes wondered if there is no point of law to deny the subdivision what is the point of a public hearing? Development Officer Norma Schiefer advised that the public hearing concerns are taken into consideration but if all rules and regulations are followed and the MPC denies the application the applicant has the right to appeal. Scott Herrington stated he would like to be pro active for the lake and suggested getting a better master plan in place. Reeve Barss agreed that it is time for public input and a development plan. Scott Herrington asked if he should start a petition? Dwayne Goulet assured the group that his development would not address the issues they were discussing. Randy MacKenzie advised the group that his family has owned lake land for years and has no oppositions to this subdivision and noted that the problems are weekend riders not building a house on the land. Lee Herbert noted that he had traffic concerns. Addie Coleman advised that he has been watching the lake grow since 1932 and wondered if the Department of Environment had a study stating that only 75 cabins were to be allowed on the lake not 134? Development Officer Norma Schiefer advised she did not know of any study but would contact Alberta Environment. Addie Coleman also asked if there were grounds to shelve this issue?

268.07 Moved by Clr. Scribner that the hearing be adjourned at 11:54 a.m.
CARRIED

Administration and Taxation con't

Don Johnson, President, Gerald Rhodes, Executive Director and Bob Barss, Zone 5 Director for A.A.M.D. & C. attended Council from 1:20 p.m. to 2:00 p.m. to give a briefing on what is happening from the perspective of the A.A.M.D.& C.

269.07 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to sign a 3-year contract with Wainwright Assessment Group as proposed. CARRIED

A letter was received and distributed to Council advising that the Wainwright District 4-H Council are declining the M.D.'s invitation to partake in the Rural Route Supper due to their busy schedule.

A letter from Workers Compensation Board was received and distributed to Council with regard to the 2006 special dividend.

A copy of the Municipal District of Wainwright No. 61 Distribution of Taxes and Mill Rates for 2007 was received and distributed to Council.

A copy of the 2005 to 2007 population comparison for the Municipal District of Wainwright was received and distributed to Council.

270.07 Moved by Clr. Scribner that the Municipal District of Wainwright No. 61 accept the 2007 population census as presented. CARRIED

The Administrator advised that there are two companies interested in renting space on the M.D. Communication Tower for wireless internet.

271.07 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 authorize that the two new leases be approved subject to them following the guidelines and subject to the tower being able to support the new equipment. CARRIED

A news release from Fortis Alberta was received and distributed to Council proposing distribution rate increases for 2008 and 2009.

A letter from the Village of Chauvin was received and distributed to Council requesting the Municipal District of Wainwright No. 61 to consider a core capital project of upgrades to Rupert Street which is on the west side of the village adjacent to our boundary with the M.D. in order to utilize the funding under the Municipal Sustainability Initiative Program. It was consensus of the Council to have the Administrator send a letter to the Village of Chauvin advising that we are waiting for confirmation of the details and guidelines of this grant.

272.07 Moved by Clr. Fletcher that the Municipal District of Wainwright No. 61 desires to promote, expand and enhance tourism development in the Municipal District of Wainwright region, and whereas Council recognizes the importance of undertaking such activities in cooperation with other communities. Now, therefore the Council of the Municipal District of Wainwright No. 61 supports the development of a Regional Tourism Strategic Plan. CARRIED

A copy of the A.A.M.D.&C.'s Contact Newsletters and District Highlights were received and distributed to Council.

273.07 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize that a fall protection system be placed on the Communication Tower for a cost of approximately \$2,350. CARRIED

274.07 Moved by Clr. MacKay that the Municipal District of Wainwright No. 61 have no objection to Khailil Metlo being appointed as the new member to the Wainwright Economic Development Board. CARRIED

275.07 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize Administration to send a letter advising that the Municipal District of Wainwright No. 61 does not wish to proceed with the 2007 aerial photos because of the cost increase. CARRIED

276.07 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 contribute \$15,000.00 to Wainwright's Centennial project. CARRIED

A letter from the Village of Chauvin read aloud by the Administrator requesting more garbage bins and more money with regard to their dump at Chauvin. Council discussed the garbage issues noting that all the Villages, Subdivisions and Lakes are having this problem.

277.07 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to place an additional 2 – 8 yard bins to the Village of Chauvin. CARRIED

278.07 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 authorize Council and the Administrator to attend the A.A.M.D. & C. Zone 5 meeting in Camrose on July 3rd, 2007. CARRIED

Clarification re: grants – was discussed with A.A.M.D. & C.

Protection to Persons and Property

Invitation was extended to Council with regard to the Fire Commissioner presentation of OH&S on June 20th at 6:30 p.m. at the Wainwright Communiplex.

Reeve Barss advised Council that the direction of the Provincial Wide First Responder Radio System bans would be increased to 700 in the future.

Health & Social Services

Environment

Recreation & Community Services

279.07 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 proceed with the oiling of the access road to the Edgerton Golf Course subject to written approval from Public Lands. CARRIED

A letter from Alberta Tourism, Parks, Recreation and Culture was received and read aloud by the Administrator advising that the Municipal District of Wainwright No. 61 was declined for the CIP Grant with regard to the power installation at Arm Lake.

Bylaws

Bylaw #1452 – A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta, to amend the Land Use Bylaw No. 1318. (Pt. NW 18-45-6 W4M)

280.07 Moved by Clr. Fletcher that Bylaw No. 1452 pass the second reading. CARRIED

281.07 Moved by Clr. Zajic that Bylaw No. 1452 pass the third and final reading. CARRIED

Bylaw #1453 – A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta, to amend the Land Use Bylaw No. 1318. (Block 13, Plan 912-0130 in NE 2-44-5 W4M)

Council discussed the issues with regard to Clear Lake and the need for a development plan for the surrounding area. It was consensus of the Council to have the Development Officer Norma Schiefer set up a special meeting and invite Bill Dolman from Municipal Planning Services (Alberta) Limited to hear his opinion with regard to developing a plan for the surrounding area at Clear Lake.

282.07 Moved by Clr. Buck that Bylaw No. 1453 pass the second reading. CARRIED

283.07 Moved by Clr. Scribner that Bylaw No. 1453 pass the third and final reading. CARRIED

Development

The Development Officer, Norma Schiefer attended the meeting from 11:00 a.m. to 11:03 a.m. and 11:15 a.m. to 11:55 a.m. and 3:15 p.m. to 3:50 p.m. and reported to Council on the activities of the Development Department for the past month.

284.07 Moved by Clr. Wilkinson that the Development Officer's report be accepted as presented. CARRIED

285.07 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in the Pt. SW 17-44-6 W4M (Banjo Estates Lots 21-25) subject to a development agreement stating the developer is responsible for all costs. CARRIED

286.07 Moved by Clr. Scribner that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in Block 1, Plan 932-1266 & Pt. NW 18-45-6 W4M subject to a development agreement, water study, municipal reserves, access to the remaining farmland being provided from the proposed access road and amending the proposed drawing to show the access road extending further east to the ¼ line. CARRIED

287.07 Moved by Clr. Scribner that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in Block 13, Plan 912-0130 in the NE 2-44-5 W4M subject to an approach to proposed parcel, road widening, water report and municipal reserves. CARRIED

A letter was received and distributed to Council from Municipal Planning Services (Alberta) Ltd. advising that the proposed subdivision, SW 31-44-5 W4M has been conditionally approved.

288.06 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 remove the caveat for two drainage easements located on R/W Plan 8122918 within Lot 12, Block 3, Plan 812-2917 (Clear Lake). CARRIED

A copy of the Clear Lake – 2006 Water Report was received and distributed to Council.

289.07 Moved by Clr. Wilkinson that the Clear Lake – 2006 Water Report be accepted as presented. CARRIED

The Administrator was requested to set up a meeting with Council to discuss the responsibility of the water level at Clear Lake.

A copy of the notes from the Clear Lake Meeting held May 19th, 2007 were received and distributed to Council.

A copy of the May 23, 2007 and June 11, 2007 MPC minutes were received and distributed to Council.

PAYSHEETS

290.07 Moved by Clr. MacKay that the paysheets be approved as presented. CARRIED

COMMITTEE REPORTS

291.07 Moved by Clr. Zajic 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

- 292.07
- Moved by Clr. Mackay that Council recess for a private meeting as per Section 197 (2) of the Municipal Government Act 2000 and amendments.
CARRIED (4:03 p.m.)
- 293.07
- Moved by Clr. Wilkinson that Council reconvene to the regular meeting.
CARRIED (4:43p.m.)
- 294.07
- Moved by Clr. MacKay the Municipal District of Wainwright No. 61 be authorized to release the letter of credit for Marlloy Silver Willow Estates once the following deficiencies are met:
 - Stop and yield signs are put up on 4X4 wooden posts
 - Curve signs have to be installed
 - Landscaping in the ditch need to be completed
 - The first curve in the road coming south needs repair
 - The brush piled in the ditch has been cleaned up and hauled away.

CARRIED
- 295.07
- Moved by Clr. Scribner that this meeting be adjourned. CARRIED (4:45 p.m.)

Reeve

Municipal Administrator

Assistant Municipal Administrator

(1 Day)