

The regular meeting of Council of the Municipal District of Wainwright No. 61 was held in the Municipal Administration Building, Wainwright, Alberta on Friday, November 13th, 2009 commencing at 9:00 a.m.

Present: Reeve Bob Barss, Councillors Phil Valleau, Shelly Andersen, Oscar Buck, Ted Wilkinson and Myron Zajic. Staff present: Municipal Administrator Kelly Buchinski and Assistant Municipal Administrator Bonnie Milton and from the Star News, Kelly Clemmer (9:00 a.m. to 2:20 p.m.)
Absent: Clr. Muldoon due to another commitment.

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

562.09 Moved by Clr. Zajic that the agenda be approved as presented. CARRIED

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

Added:

Public Works:

- h. Truck Pit Road
- i. Engineering Agreement
- j. Weekends Worked

CARRIED UNANIMOUSLY

Keith Brower and Gordon Snyder from the Buffalo Park Foundation attended Council at 9:00 a.m. to 9:40 a.m. to give a handout and presentation with regard to funding the purchase of the land for their project and proceeding with the building process. It was consensus of Council to have a financial report brought forward from the Buffalo Park Foundation prior to making a decision.

564.09 Moved by Clr. Valleau that the Buffalo Park Foundation's request \$525,000.00 over a three year period be moved to the budget meeting for discussion and the Municipal Administrator send them a letter advising that this request will be discussed at the budget meeting. CARRIED

565.09 Moved by Clr. Wilkinson that the minutes of the regular meeting held October 20th, 2009 be adopted as written. CARRIED

566.09 Moved by Clr. Valleau that the minutes of the organizational meeting held October 22nd, 2009 be adopted as written. CARRIED

UNFINISHED BUSINESS

NEW BUSINESS

Agriculture Service Board

The Assistant Agricultural Fieldman, Aimee Wonsik, attended the meeting from 9:45 a.m. to 9:55 a.m. and reported to Council on the activities of the Agricultural Services Department for the past month.

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

568.09 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 appoint Harold Gulbraa for a 3 year term as a farm member on the Agricultural Service Board. CARRIED

- 569.09 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 submit the 2010 AESA application as presented. CARRIED

Safety & Utilities

The Safety & Utilities Manager, Preston Iverson, attended the meeting from 9:55 a.m. to 10:15 a.m. and reported on the activities of his department for the past month.

- 570.09 Moved by Clr. Zajic that the Safety & Utilities Manager's report be accepted as written. CARRIED

Recreation & Community Services

A copy of a letter from the Village of Irma was received and distributed to Council advising that they are not in the position to fund any shortfall that the Irma Arena may have.

- 571.09 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 authorize the Denwood Outdoor Athletics Club to groom the cross country ski trail at Riverdale Mini Park Golf Course with liability insurance in place. CARRIED

**PUBLIC
HEARING**

Present at the hearing were Bob Barss, Shelly Andersen, Oscar Buck, Ted Wilkinson, Phil Valleau, Myron Zajic, Kelly Buchinski, Bonnie Milton, Mark Greibrok, Shannon LaHaye, Jim Klasson and Kelly Clemmer.

Bylaw No. 1485

The purpose of this public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1485 which is a bylaw proposing to amend Bylaw No. 1318, as amended May 15, 2007. The Land Use Bylaw shall be amended to include the following definition "Direct Access-within a residential building" – direct access shall mean that access can be gained to every room in the dwelling from within the dwelling.

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

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

Bylaw No. 1486

The purpose of this public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1486 which is a bylaw proposing to amend Bylaw No. 1318, as amended May 15, 2007, of the Municipal District of Wainwright No. 61 by changing the Land Use Designation of NW 28-47-8-W (Parcel #2) containing 10.00 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.

Bylaw No. 1488

The purpose of this public hearing is to hear any public concerns in respect to the proposed Bylaw No. 1488 which is a bylaw proposing to amend 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 NE 8-45-7-W4 containing 12.40 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.

572.09 Moved by Clr. Buck that the hearings be adjourned at 10:37 a.m.
CARRIED

Public Works

The Director of Public Works, Shannon LaHaye and the Director of Transportation, Mark Greibrok, attended the meeting from 10:37 a.m. to 1:50 p.m. and reported to Council on the activities of their respective departments for the month.

573.09 Moved by Clr. Zajic that the Director of Public Works' report be accepted as presented. CARRIED

574.09 Moved by Clr. Wilkinson that the Director of Transportation's report be accepted as presented. CARRIED

Pad Slough – Division #1 – The Municipal Administrator advised that all permits have been applied for but additional studies need to be done and that would cost extra monies.

575.09 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to have Stewart Weir proceed with obtaining all permits and pipeline crossing agreements for the pad slough in Division #1. CARRIED

Steve Xuereb from Mainstream Renewable Power Ltd. attended Council at 11:00 a.m. to 11:50 a.m. give a presentation on an introduction to their company and the wind energy industry.

Council presented Dennis Leggett with a plaque in appreciation of his dedicated service to the Agricultural Service Board as a farm member for the past 3 years.

576.09 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to sign the Construction Completion Certificate on the Ribstone Creek BF06688 file. CARRIED

OFFICIAL TENDER RESULTS
CONTRACT #3009033
BRIDGE FILE 8338
OCTOBER 22, 2009

CONTRACTOR	PRICE
• In-Line Contracting	\$ 88,380.00
• Sharp Underground Inc.	\$102,616.40
• B.E.L. Contracting	\$139,820.00
• Gross Ventures	\$143,341.00
• Prairie Erectors Int'l	\$199,098.00

577.09 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 ratify hiring In-Line Contracting Limited for Contact No. 3009033 BF8338 (Watercourse) in the amount of \$88,380.00. CARRIED

Mobilization Costs Carfax - Minburn Road Project. No Action.

A copy of a letter from Darrin Newell, Area Manager for Genivar, was received and distributed to Council advising that Genivar Consultants LLP recommend that the guardrails at Taylor Coulee remain in place to protect the driving public.

Council discussed what the Municipal District of Wainwright No. 61's number one priority should be for the Resource Road Grant. It was the consensus of Council to meet with Alberta Transportation at the fall convention and thank them for past, present and future grants and to discuss bridge priorities and discuss Truck Pit road with regard to the Resource Road Grant.

- 578.09 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 be authorized to have Brownlee LLP draft an agreement for engineering services. CARRIED
- 579.09 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 request construction to work two additional Saturdays for the 2009 construction season. CARRIED

Finance

The Municipal Accountant, Karrie Gau, attended the meeting from 9:00 a.m. to 9:40 a.m. and 1:50 p.m. to 2:15 p.m. and reported to Council on the finances for the past month.

- 580.09 Moved by Clr. Andersen that the accounts recorded on the attached list in the amount of \$1,714,601.23 covered by debit memos 1317 to 1329 and cheques numbered 59962 to 60096 be approved and paid and that the payroll payments as per the attached list totaling \$224,656.90 covered by EFTs numbered 900016608 to 900016736 be ratified. CARRIED
- 581.09 Moved by Clr. Wilkinson that the financial statement of receipts and disbursements for the month ending October 31st, 2009 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.

A copy of a letter from Jubilee Insurance with regard to deductibles and values was received and distributed to Council.

- 582.09 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be closed during the Christmas Holidays including December 28th and New Years Day 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 and furthermore the Municipal District of Wainwright No. 61 work with a skeleton crew on December 31st and personnel working shall receive a day in lieu. CARRIED
- 583.09 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to advertise for a maternity leave for the Municipal Accountant position with an accredited accounting designation. CARRIED
- A copy of the A.A.M.D.C. Agenda District 5 Meeting and the Agenda District 5 Organizational Meeting for January 4th, 2010 to be hosted by the M.D. of Wainwright was received and distributed to Council.
- 584.09 Moved by Clr. Valleau that the Council and Administration be authorized to attend the District 5 meeting on January 4th, 2010 in Wainwright. CARRIED
- 585.09 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 set a meeting for Salary/Wage Review and the C.A.O. Evaluation for December 14th in the Council Chambers after the policy meeting at approximately 3:00 p.m. CARRIED

- 586.09 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to withdraw our sponsorship of the application for funding for high speed wireless internet to the Alberta Agriculture and Rural Development program on behalf of Rural Broadband Limited. CARRIED

An invitation was received and distributed to Council for the Annual Battle River Watershed Alliance Meeting. It was the consensus of Council to have the Municipal Administrator obtain information with regard to putting a councilor on the Battle River Watershed Alliance Board.

- 587.09 Moved by Clr. Buck that Clr. Wilkinson be authorized to represent the Municipal District of Wainwright No. 61 on the Battle River Watershed Alliance Board. CARRIED

- 588.09 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 be authorized to hire Donald L. Isaman Professional Corporation for the Tangible Capital Assets audit for a cost of up to \$4,500 for the 2009 year end. CARRIED

A copy of a letter from the Trail of the Buffalo was received and distributed to Council explaining destination marketing fund. No Action

A copy of the A.A.M.D.C. Member Bulletins, Contacts, and District 5 Meeting and Minutes were received and distributed to Council.

Protection to Persons and Property

Municipal Property

- 589.09 Moved by Clr. Wilkinson that the renewal of the Clear Lake Lease Agreement described as Lot 4 MR, Block 2, Plan 812-2917 be referred to the next council meeting. CARRIED

- 590.09 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to tender Pt. NW 30-44-6 W4M, Pt. SW 30-44-6 W4M and Pt. NW 19-44-6 W4M (3 parcels) for public lease with the renter being responsible for the fence. CARRIED

Health & Social Services

A copy of the Doctor Recruitment Program background information was brought forward for information at this time.

Environment

Bylaws

Bylaw #1485 - A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta being a Bylaw to amend Bylaw No. 1318 of the Municipal District of Wainwright No. 61 to include the following definition "Direct Access-within a residential building" – direct access shall mean that access can be gained to every room in the dwelling from within the dwelling.

- 591.09 Moved by Clr. Buck that Bylaw #1485 pass the second reading. CARRIED

- 592.09 Moved by Clr. Willerton that Bylaw #1485 pass the third and final reading. CARRIED

Bylaw #1486 - A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta being a Bylaw to amend Bylaw No. 1318 of the Municipal District of Wainwright No. 61 to amend the Land Use Designation of NW 28-047-8 W4M (Parcel #2) containing 10.00 acres from Agricultural District to Country Residential District.

- 593.09 Moved by Clr. Zajic that Bylaw #1486 pass the second reading. CARRIED
- 594.09 Moved by Clr. Andersen that Bylaw #1486 pass the third and final reading. CARRIED
- Bylaw #1488 - A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta being a Bylaw to amend Bylaw No. 1318 of the Municipal District of Wainwright No. 61 to amended the Land Use Designation of Pt. of NE 8-45-7 W4M containing 12.40 acres from Agricultural District to Country Residential District.
- 595.09 Moved by Clr. Valleau that Bylaw #1488 pass the second reading. CARRIED
- 596.09 Moved by Clr. Buck that Bylaw #1488 pass the third and final reading. CARRIED
- Bylaw #1489 - A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta being a Bylaw to amend Bylaw No. 1318 of the Municipal District of Wainwright No. 61 by amending the Land Use Bylaw as follows:
- 1) Section 1.3 Interpretation section (7) "animal units" means, **in the context of housing animals for non-agricultural pursuits in Country Residential Subdivisions**, the following numbers of livestock:
 - 2) Section 1.3 Interpretation section 51 "minor farming" –**shall be deleted**
 - 3) Section 6.3.4 Country Residential District Section 3. Discretionary Uses - item (d) farming – **shall be deleted**
 - 4) Section 6.3.4 Country Residential District Section 4 Regulation item (1) (b) shall be amended to read "**One family dwelling where housing animals for non-agricultural pursuits is permitted**"
- 597.09 Moved by Clr. Buck that Bylaw #1489 pass the first reading. MOTION DEFEATED
- Development**
- 598.09 Moved by Clr. Zajic that the following item be added to the agenda:
- Nova Gas Transmission – Pipeline Crossing Agreement
CARRIED UNANIMOUSLY
- The Development Officer, Jim Klasson attended the meeting from 10:30 a.m. to 10:37 a.m. and 11:00 a.m. to 11:50 a.m. and 2:30 p.m. to 3:15 p.m. and reported to Council on the activities of the Development Department for the past month.
- 599.09 Moved by Clr. Valleau that the Development Officer's report be accepted as presented. CARRIED
- A copy of Superior Safety Codes Inc. safety codes services proposal was received and distributed to Council. No Action.
- The Development Officer advised that we need to add some guidelines into our Land Use Bylaw for Wind Farms and Towers. It was the consensus of Council to have the Development Officer gather information with regard to the Wind Farms and Towers regulations and draft an amendment to the Land Use Bylaw for further approval and the Reeve to obtain information from the A.A.M.D. &C.
- The Development Officer advised that all of the Gravel Pit renewals have been completed.

A copy of the revised Land Use Bylaw Amendment Application was received and distributed to Council. No Action.

A copy of a letter from AltaLink was received and distributed to Council with regard to Bill 50.

600.09 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to sign the Facility Crossing Master Agreement and Supplemental Agreements with Talisman Energy Inc. CARRIED

601.09 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to sign the Pipeline Crossing Agreement with Nova Gas Transmission. CARRIED

PAYSHEETS

602.09 Moved by Clr. Valleau that the paysheets be approved as presented. CARRIED

COMMITTEE REPORTS

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

604.09 Moved by Clr. Valleau that this meeting be adjourned. (3:20 p.m.) CARRIED

Reeve

Municipal Administrator

Assistant Municipal Administrator

(1 Day)