

The regular meeting of Council of the Municipal District of Wainwright No. 61 was held in the Municipal Administration Building, Wainwright, Alberta on Wednesday, March 24, 2010 commencing at 9:00 a.m.

Present: Reeve Bob Barss, Councillors Phil Valleau, Shelly Andersen, Oscar Buck, Ted Wilkinson, Myron Zajic and Morley Muldoon (9:00 a.m. to 12:06 p.m.). Staff present: Municipal Administrator Kelly Buchinski and Secretary Stacey Davis and from the Star News, Kelly Clemmer (9:24 a.m. to the end).

CALL TO ORDER

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

109.10 Moved by Clr. Muldoon that the agenda be approved as presented and that we move the In-Camera session to 9:05 a.m. CARRIED

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

Add:

Public Works

- j. Second Chip seal – Greenshields road
- k. Discussion - oil tank
- l. Tender - Hawkins road
- m. Road agreements
- n. Metal recycling
- o. Cemetery road work

Environment

- c. Sand pit – Clear Lake

Delete:

Finance

- e. Memo re: Distributed surplus

CARRIED UNANIMOUSLY

IN-CAMERA ISSUES

Stacey Davis left the council chambers at 9:05 a.m.

111.10 Moved by Clr. Muldoon that Council recess for a private meeting, as per Section 197(2) of the Municipal Government Act 2000 and amendments. (9:05 a.m.) CARRIED

112.10 Moved by Clr. Wilkinson that Council reconvene to the regular council meeting. (9:23 p.m.) CARRIED

Stacey Davis returned to council chambers at 9:23 a.m.

113.10 Moved by Clr. Zajic that the Municipal District of Wainwright reply with a letter to McLennan Ross, legal council for Durrance Engineering, regarding the engineering for truck pit road. CARRIED

114.10 Moved by Clr. Valleau that the minutes of the regular meeting held February 16, 2010 be adopted as written. CARRIED

**UNFINISHED
BUSINESS**

**NEW
BUSINESS**

Agriculture Service Board

The Assistant Agricultural Fieldman, Aimee Wonsik, attended the meeting from 9:26 a.m. to 9:36 a.m. and reported to Council on the activities of the Agricultural Services Department for the past month.

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

A copy of the March 4, 2010 ASB minutes were received and distributed to Council.

The Assistant Agricultural Fieldman informed Council that the Ladies Spring Break conference was cancelled this year.

- 116.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 authorize the Agricultural Fieldman to review and place the herbicide order for the 2010 spraying season, staying within the proposed budgeted amount. CARRIED

- 117.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 authorize the ASB to contribute \$500.00 for the rat control training day in Carstairs on June 24-25, 2010. CARRIED

- 118.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 authorize the Agricultural Fieldman to locate a suitable contractor to carry out the 2010 Provincial Weed Survey, coordinated by Chris Neeser from Alberta Agriculture, with a provincial grant for \$1,800.00 (for 23 fields). CARRIED

- 119.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 forward the ASB budget to the 2010 budget file. CARRIED

- 120.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 approve the current ASB Business Operations plan as presented. CARRIED

The Assistant Agricultural Fieldman handed out the following quotes for the 2010 Roadside Mowing to Council:

Contractor	Price per mile
1213243 Alta Ltd.	\$69.50
Mosan Communications Ltd.	\$71.42
1377636 Alberta Ltd.	\$72.00
Round Corner Welding	\$72.00
T & K Dobruk Holdings	\$76.00
Ra Bar Cont. Ltd.	\$118.00

- 121.10 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 award the 2010 Roadside Mowing contract to 1213243 Alta Ltd. for a price of \$69.50 per mile plus G.S.T., conditional to all criteria and requirements being met. CARRIED

- 122.10 Moved by Reeve Barss that the Municipal District of Wainwright No. 61 support Alfred & Judy Fleming's application for the 100 Year Farm Family award. CARRIED

Safety & Utilities

The Safety & Utilities Manager, Preston Iverson, attended the meeting from 9:36 a.m. to 9:55 a.m. and reported on the activities of his department for the past month.

123.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 repair the sun shower at Salt Lake for an approximate cost of \$900. CARRIED

124.10 Moved by Clr. Andersen that the Safety & Utilities Manager's report be accepted as presented. CARRIED

The Safety & Utilities Manager informed Council that Battle River Electric would require an engineer's approval before they could provide us with an estimate for the water monitoring system software.

125.10 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 get a engineer's letter of approval from AMEC so that Battle River Electric can proceed with an estimate for the water monitoring system software and bring the quotes back to Council if they are too high. CARRIED

Recreation & Community Services

Public Works

The Director of Public Works, Shannon LaHaye, and the Director of Transportation, Mark Greibrok, attended the meeting from 9:53 a.m. to 12:06 p.m. and from 1:14 p.m. to 1:34 p.m. and reported to Council on the activities of their respective departments for the month.

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

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

The Director of Transportation handed out a proposal from AMEC Earth & Environmental to perform a gravel availability study on the S 17-41-4 W4M.

Council recommended that the Municipal District of Wainwright No. 61 compile a gravel agreement for the S 17-41-4 W4M (Maull Pit) rather than perform the gravel availability study.

128.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 enter into an agreement with Black Creek Cattle Co. Ltd. for 30,000 cubic yards of gravel at \$3.00/cubic yard and that we are responsible for the reclamation. CARRIED

A copy of the 2009 crop rates were received and distributed to Council.

129.10 Moved by Clr. Buck that the following crop rates be set for 2010:

• Canola	\$10.00	Bushel or Contract Price
• Wheat	\$7.00	Bushel or Contract Price
• Barley	\$4.50	Bushel or Contract Price
• Oats	\$3.50	Bushel or Contract Price
• Peas	\$7.00	Bushel or Contract Price
• Flax	\$10.00	Bushel or Contract Price
• Greenfeed & Hay	\$100.00	1200 lb Bale
• Pasture	\$150.00	Acre

CARRIED

PUBLIC HEARING

Present at the hearing were Bob Barss, Shelly Andersen, Oscar Buck, Phil Valleau, Morley Muldoon, Ted Wilkinson, Myron Zajic, Kelly Buchinski, Stacey Davis, Jim Klasson, Mark Greibrok, Shannon LaHaye, Kelly Clemmer and an unknown ratepayer.

Bylaw No. 1491 - 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 to May 15, 2007, of the Municipal District of Wainwright No. 61 to amend the Land Use Bylaw to include the designation Wind Energy Facility District as it applies to the Construction of Wind Energy Facilities on land zones (A) Agricultural.

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

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

130.10 Moved by Clr. Buck that the hearing be adjourned at 10:34 a.m. CARRIED

131.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 not accept Durrance Engineering's proposal given that they did not meet the terms of reference for the proposal on the truck pit road project and that the engineering be awarded to the next lowest bidder, CIMA+, for a cost of \$249,240.00 as their proposal has complied with all of the terms of reference requirements. CARRIED

132.10 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 withdraw the construction of LR #3 BF 75145 for the 2010 season because of unforeseen costs and set the new LR #3 for 2010 as NW 25 & NE 26-45-10 W4M (Larson Pit road). CARRIED

The Director of Transportation presented the following quotes for a 2010 ½ Ton Extended Cab 4x4:

Company	Price
Norris Ford	\$27,233.00
Wainalta Motors	\$27,510.00
Denwood Motors	\$30,420.00

133.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to purchase from Norris Ford a 2010 ½ Ton Extended Cab 4x4 truck for the Director of Transportation for \$27,233.00 plus applicable taxes. CARRIED

The Director of Public Works presented the following quotes for a gravel trailer:

Company	Specifics	Price
Hayworth Equipment Sales	2010 Loadline Tridem	\$45,700.00
Summit Trailer Ltd.	2010 Arne's Tridem	\$50,500.00
Jerry's Trailer Sales	2011 Decap Tridem	\$52,000.00

134.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the purchase of a 2010 Loadline Tridem gravel trailer from Hayworth Equipment Sales for \$45,700.00 plus applicable taxes. CARRIED

The Director of Public Works presented the following quotes for repairs to BF 70228 (Fabyan Bridge):

Company	Price
Bridgemen Services	\$10,530.00
Carmack's	\$14,350.00
Alberta Bridge Works Inc.	\$7,350.00

135.10 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 proceed with hiring Alberta Bridge Works Inc. to complete the bridge repairs for BF 70228 (Fabyan bridge) for a total cost of \$7,350.00, plus applicable taxes and conditional to all requirements being verified. CARRIED

ENVIRONMENT

Clr. Wilkinson distributed some photos to Council regarding Clear Lake and expressed concerns about the condition of a hill that people are removing sand from.

Direction of Council was to leave the hill as it is and monitor the situation.

DELEGATION

Carley Herbert and Brad Hopfauf from the Wainwright Economic Development Board (WEDB) attended Council from 11:05 a.m. to 11:32 a.m. and gave Council an update on the WEDB highlights from 2009 and the plan for 2010.

Charlie Mikolcevic, Donald Desrosiers and Lisa Gauthier attended Council from 11:33 a.m. to 12:06 p.m. Mr. Mikolcevic distributed a package and read aloud a letter stating his objections on moving the waste disposal site from Ascot Heights to Marloy's Silver Willow Estates and offered some solutions for the waste disposal issue.

136.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 authorize the Director of Transportation to obtain prices and options for the second chip seal for Greenshields road and bring back to the budget meeting. CARRIED

137.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the Director of Public Works to purchase a 400 barrel tank from Benoit Oilfield Construction Ltd. for a maximum of \$25,000.00. CARRIED

138.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 authorize the Director of Transportation to get prices for terracem for Hawkins Road and bring back to the budget meeting. CARRIED

It was the consensus of Council not to allow companies to use the roads that are banned on a continual basis.

The Municipal Administrator gave Council some information on a company that does metal recycling and it was the consensus of Council to refer it to the Waste to Energy Authority.

It was the direction of Council to have the Municipal Administrator look into the Wainwright Cemetery road work and bring back information to a future council meeting.

Finance

Reeve Barss thanked and welcomed Mary Nelson, the new Municipal Accountant, (covering maternity leave for Karrie Gau) to the meeting.

The Municipal Accountant, Mary Nelson, attended the meeting from 1:34 p.m. to 1:57 p.m. and reported to Council on the finances for the past month.

139.10 Moved by Clr. Zajic that the accounts recorded on the attached list in the amount of \$1,347,573.05 covered by debit memos 1370 to 1382 and cheques numbered 60578 to 60724 be approved and paid and that the payroll payments as per the attached list totaling \$158,804.46 covered by EFTs numbered 900017169 to 900017278 be ratified. CARRIED

140.10 Moved by Clr. Wilkinson that the financial statement of receipts and disbursements for the month ending February 28, 2010 be adopted as written and incorporated into these minutes. CARRIED

Reeve Barss declared an interest in the following item as his wife is employed at the ATB and left the Council Chambers at 1:38 p.m.

A memo from Karrie Gau, Municipal Accountant, was received and distributed to Council regarding the Municipal District of Wainwright No. 61's banking options.

- 141.10 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 amend policy 1.3.27 as follows:

Currently Reads:

1.3.27 Investment of Municipal Funds

Administration is authorized to invest municipal funds, in accordance with Section 250 of the M.G.A. at any financial institution with the highest rate of return on investment and the maximum amount that can be moved out of the ATB for investment be \$6,000,000.

Amends to Read:

1.3.27 Investment of Municipal Funds

Administration is authorized to invest municipal funds, in accordance with Section 250 of the M.G.A., at any financial institution with the highest rate of return on investment and that there be no maximum amount that can be moved out of the ATB for investment and that there be no penalties to redeem the money.

CARRIED

Reeve Barss returned to the meeting at 1:43 p.m.

A copy of an A.A.M.D.C. Member Bulletin regarding A.A.M.D.C. Trade Division Accounting Process Changes Proposed was received and distributed to Council advising that they are proposing to invoice us on a weekly basis rather than on a monthly basis. – received as information

Administration & Taxation

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

A copy of the Municipal District of Wainwright No. 61's Integrated Community Sustainability Plan (ICSP) was received and distributed to Council.

- 142.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61's Integrated Community Sustainability Plan be approved as presented and placed on the Municipal District of Wainwright No. 61's website. CARRIED

A copy of a letter from the Alberta Minister of Transportation, Luke Ouellette, was received and distributed to Council regarding the Federal Gas Tax Fund (FGTF) and announcing the Municipal District of Wainwright No. 61's funding amount is \$229,218.00.

- 143.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the Municipal Administrator to sign the Federal Gas Tax Fund agreement. CARRIED

A copy of a letter from the Alberta Minister of Municipal Affairs, Hector Goudreau, was received and distributed to Council regarding the 2010 Municipal Sustainability Initiative (MSI).

A memo from the Municipal Accountant, Karrie Gau, was received and distributed to Council regarding possible 2010 MSI allocations.

- 144.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 allocate the 2010 Municipal Sustainability Initiative (MSI) funding as follows:

MSI Capital Funding

<i>Project</i>	<i>Amount</i>
Township Road 422 paving project	\$2,375,418.00

MSI Operating Funding

<i>Project</i>	<i>Amount</i>
Wainwright Recreation Area	\$38,158.75
Irma Recreation Area	\$38,158.75
Edgerton Recreation Area	\$38,158.75
Chauvin Recreation Area	\$38,158.75
Wainwright Fire Area	\$38,158.75
Irma Fire Area	\$38,158.75
Edgerton Fire Area	\$38,158.75
Chauvin Fire Area	\$38,158.75
Total	\$305,270.00

CARRIED

A copy of a letter from Northern Lights Library System (NLLS) was received and distributed to Council requesting a cash or merchandise donation to the NLLS annual conference in September.

- 145.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 send a gift basket to the Northern Lights Library System annual conference with a maximum value of \$100.00. CARRIED

A copy of the Municipal District of Wainwright No. 61's 2010 Multi-Year Capital Infrastructure Plan (MYCIP) was received and distributed to Council.

- 146.10 Moved by Clr. Buck that the 2010 Multi-Year Capital Infrastructure Plan be approved as presented with the exception of taking Hawkins Road Base Stabilization and Township Road 422 Extension Grading off of the plan. CARRIED

A copy of Resolution 10-08F, a letter and an invoice from the A.A.M.D.C. was received and distributed to Council regarding legal fees incurred by Wheatland County regarding right of ways.

- 147.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 support the legal fees incurred by Wheatland County regarding right of ways. CARRIED

Engineering Services Agreement – review at another meeting

Reeve Barss updated Council on his and the Municipal Administrator's meeting with the Town of Wainwright's Mayor and Administrator about the Buffalo Park Foundation.

Health & Social Services

Reeve Barss informed Council that Clr. Valleau will be attending the Wainwright Hospital visit with the Provincial Minister of Health & Wellness, Deputy Minister, Executive Assistant and possibly the Minister of Infrastructure.

Administration & Taxation

The Municipal Administrator advised Council that the meeting with Alberta Environment will be at the Administration building on April 19 at 10:00 a.m. and Councillors are to pass their agenda items on to the Municipal Administrator for this meeting.

The Municipal Administrator distributed a package to Council regarding the proposed electoral boundary changes. We are looking at proposing that the municipalities of Provost, Flagstaff, Beaver and Wainwright form an electoral boundary.

- 148.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 prepare a submission to the electoral boundaries commission by letter and verbally. CARRIED

A copy of a memo from the Municipal Administrator was received and distributed to Council regarding oil company facility crossing agreements.

- 149.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 authorize Administration to approve facility crossing agreements when prepared by oil companies as long as they meet our guidelines. CARRIED

The Municipal Administrator advised Council that the Municipal District of Wainwright No. 61 received a G.S.T. rebate, including interest, of \$259,173.22. This was a decision from an appeal of a Revenue Canada ruling on Input Tax Credits.

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

Protection to Persons and Property

- 150.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to enter into a mutual aid fire control plan agreement with Alberta Sustainable Resources. CARRIED

Municipal Property

Environment

A memo from the Tax Clerk, Karen Steele, was received and distributed to Council regarding spring clean-up options for the hamlets.

- 151.10 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 enlist the public works department to go to Fabyan and Greenshields on specific days to collect spring clean up materials and that we ensure the material is securely covered and that we circulate flyers to residents affected. CARRIED

- 152.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright authorize a roll-off bin for Clear Lake and Ascot for spring and fall clean up. CARRIED

A copy of a letter from Charlie Mikolcevic was received and distributed to Council regarding his objections to moving the waste disposal site from Ascot Heights to Marlloy's Silver Willow Estates and offered some solutions on the waste disposal issue at the subdivision community.

- 153.10 Moved by Clr. Valleau that we do a further study on the waste disposal situation south of town. CARRIED

Bylaws

Bylaw No. 1491 - 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 to May 15, 2007, of the Municipal District of Wainwright No. 61 to amend the Land Use Bylaw to include the designation Wind Energy Facility District as it applies to the Construction of Wind Energy Facilities on land zones (A) Agricultural.

- 154.10 Moved by Clr. Buck that Bylaw #1491 pass the second reading. CARRIED

- 155.10 Moved by Clr. Zajic that Bylaw #1491 pass the third and final reading. CARRIED
- Bylaw No. 1492 – A bylaw to amend Schedule B (Fire Protection Charges) of Bylaw No. 1396.
- 156.10 Moved by Clr. Wilkinson that Bylaw #1492 pass the first reading. CARRIED
- 157.10 Moved by Clr. Buck that Bylaw #1492 pass the second reading. CARRIED
- 158.10 Moved by Clr. Valleau that Bylaw #1492 proceed with the third reading at this meeting. CARRIED UNANIMOUSLY
- 159.10 Moved by Clr. Zajic that Bylaw #1492 pass the third and final reading. CARRIED

Development

The Development Officer, Jim Klasson, attended the meeting from 11:05 a.m. to 11:32 a.m., 11:40 a.m. to 12:06 p.m. and from 2:48 p.m. to 3:12 p.m. and reported to Council on the activities of the Development Department for the past month.

- 160.10 Moved by Clr. Zajic that the Development Officer's report be accepted as presented. CARRIED

A copy of the March 10, 2010 MPC minutes were received and distributed to Council.

The Development Officer reported to Council on the new Alberta Land Stewardship Act recommending that the Municipal District of Wainwright No. 61 look at creating their own regional plan.

It was the consensus of Council that the Development Officer research and begin developing a regional plan for the Municipal District of Wainwright No. 61 and bring it back to Council.

The Development Officer recommended to Council that we increase our fee for Land Use Bylaw amendments.

- 161.10 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 amend policy #4.1.16 as follows:

Currently Reads:

4.1.16 Development Fees

The following fees shall apply to the M.D. of Wainwright No. 61 Land Use Bylaw No. 1318 (L.U.B.):

1. Application to amend L.U.B. \$300 inc. advertising (non-refundable)
2. Application to appeal decision of development authority and subdivision approving authority \$100 (non-refundable)
3. Development Permit \$30
4. Certificate of Compliance \$30 (Motion 100/98 & 136/98)

Amends to Read:

4.1.16 Development Fees

The following fees shall apply to the M.D. of Wainwright No. 61 Land Use Bylaw No. 1318 (L.U.B.):

1. Application to amend L.U.B. \$500 inc. advertising (non-refundable)
2. Application to appeal decision of development authority and subdivision approving authority \$100 (non-refundable)
3. Development Permit \$30
4. Certificate of Compliance \$30 (Motion 100/98 & 136/98)

CARRIED

162.10 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 approve the subdivision application for SW 18-46-5 W4M. CARRIED

A copy of a letter and a map from the Town of Wainwright was received and distributed to Council regarding the proposed East Wainwright Area Structure Plan amendment on SE 32-44-6-W4M.

163.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 have no objection to the Town of Wainwright's proposed East Wainwright Area Structure Plan amendment on SE 32-44-6 W4M. CARRIED

PAY SHEETS

164.10 Moved by Clr. Wilkinson that the pay sheets be approved as presented. CARRIED

COMMITTEE REPORTS

Moved by Clr. Valleau 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, East Central E911, Community Health Foundation, Northern Lights Library Systems, and Wainwright Economic Development Board. CARRIED

ADJOURNMENT

165.10 Moved by Clr. Zajic that this meeting be adjourned. (3:34 p.m.) CARRIED

Reeve

Municipal Administrator

Secretary

(1 Day)