

The regular meeting of Council of the Municipal District of Wainwright No. 61 was held in the Municipal Administration Building, Wainwright, Alberta on Tuesday, October 20th, 2015 commencing at 10:00 a.m.

Present: Reeve Bob Barss, Councillors Myron Zajic, Oscar Buck, Ted Wilkinson, Phil Valleur, Bill Lawson and Bruce Cummins. Staff present: Municipal Administrator Kelly Buchinski and General Administration Clerk Mackenzie Duncan and from the Star News, Kelly Clemmer and Zak McLachlan (10:00 a.m. to 11:52 a.m. and 2:21 p.m. to end).

CALL TO ORDER

The Reeve called the meeting to order at 10:00 a.m.

Reeve Barss in the Chair.

This is the official record for the proceedings.

368.15 Moved by Clr. Zajic that the agenda be adopted as presented.
CARRIED

369.15 Moved by Clr. Lawson that the following items be changed, added or removed from the agenda:

Additions:

DELEGATIONS

- 3) 10:30 a.m. - Clear Lake Residents
- 4) 11:30 a.m. - ROHI Engineering re: Hogan Hill

Public Works, Transportation, Safety & Utilities

- h. West-Can Seal Coating Ltd. Letters re: Terracem
- j. Village of Edgerton Letter re: Signs on M.D. Roads
- k. Vacant Fabyan Building
- l. Invitation re: Alberta Transportation Fall Convention
- m. Peterson Estates Drainage Issues

Changes:

Public Works, Transportation, Safety & Utilities:

- i. Terracem Project

CARRIED UNANIMOUSLY

370.15 Moved by Clr. Valleur that the minutes of the Council Meeting held September 15th, 2015 be adopted as presented. CARRIED

Delegation Gordon Marchand and José Rajotte attended Council from 10:07 a.m. to 10:22 a.m. and discussed Mr. Marchand's current proposed subdivision at Arm Lake. Mr. Marchand requested that Council waive the request for a geotechnical survey on his property. He advised that he would like to see Council include the need for a geotechnical survey when the development permit is issued rather than when the property is subdivided. It was the consensus of Council that this is the responsibility of the property owner and these regulations are in place to protect not only the property owner but the municipality. Mr. Rajotte advised Council that conducting a geotechnical survey on the entire parcel of land is challenging and that it would be beneficial to know where on the parcel it was going to be developed. Reeve Barss advised Mr. Rajotte to contact Municipal Planning Services to inquire about the geotechnical conditions that must be met. Mr. Marchand closed by indicating he had no problem with the geotechnical survey after this discussion.

NEW BUSINESS

Agriculture Service Board

The Agricultural Fieldman, James Schwindt attended the meeting from 10:27 a.m. to 10:31 a.m. and reported to Council on the activities of the Agricultural Services Department for the past month.

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

A copy of a draft letter addressed to the Minister of Transportation and Infrastructure was distributed to Council regarding prohibited and noxious weed control along Alberta highways.

- 372.15 Moved by Clr. Lawson that we send the presented letter regarding prohibited and noxious weed control along Alberta Highways to the Minister of Transportation and Infrastructure. CARRIED

A copy of a letter from Agriculture and Agri-Food Canada was received and distributed to Council responding to the declaration of an agriculture disaster for the Municipal District of Wainwright No. 61.

- Delegation Clear Lake cabin owners Rene Rajotte, Josh Miller, Wayne Mercier and Roger Holmes attended Council from 10:34 a.m. to 11:27 a.m. and advised Council that the Stewardship Committee of Clear Lake had met on August 29, 2015. They were in attendance to discuss their concerns with Council. The first concern was sewage at Clear Lake and its role in the Blue Green Algae this past summer and the status of compliant and non-compliant properties for sewage disposal. Development Officer Kim Christensen advised that cabins were inspected and that if cabins did not comply they were re inspected. Clr. Wilkinson suggested that a complaint system would be beneficial for this issue. When complaints are received over non-compliant properties, the inspector would be advised to inspect the property. Clr. Wilkinson advised the group that the M.D. of Wainwright has never adjusted the lake levels. The group advised that they would be interested in contacting Alberta Environment to inquire about maintaining a higher water level. Clr. Wilkinson advised that he would contact Alberta Environment and set up a meeting with them and the Clear Lake Stewardship Committee. Mr. Rajotte advised that another concern of the group is the high level of boat use on the lake. Mr. Holmes advised that during holiday weekends there is much higher boat traffic and that generally they do not have a major problem. Reeve Barss advised that the water is regulated federally and that they may have a specific formula for how many boats they allow. Mr. Holmes requested that Council address the boat launch at Clear Lake as the underwater portion is a serious problem and needs to be fixed. Clr. Wilkinson advised that the M.D. is aware of this issue and it will be addressed. Mr. Rajotte discussed parking issues at the boat launch and public beach and the suggestion for increased signage for no parking designated areas. Mr. Rajotte brought up the work that was completed in the bay area of the lake and that many of residents are concerned. Clr. Wilkinson and Clr. Zajic addressed the group and explained that three different access points are allowed; one main gated access to Municipal Reserve and three separate access points to the lake shore. All access points will be foot traffic only with one access for quads to remove piers. Clr. Barss advised that the M.D. of Wainwright will work with the Stewardship Committee to find contacts for them to help address their issues but that some of their issues are out of our M.D. jurisdiction. Mr. Holmes requested that Council attend their meetings or vice versa to better communicate their issues and make sure that everyone is educated on what is happening on at Clear Lake.

Public Hearing

The Municipal District of Wainwright No. 61 in the Province of Alberta proposes to pass Resolution No. 344.15 to remove the Municipal Reserve designation from a portion of land, approximately 0.185 acres of Block R-5, Plan 7821293, E 2-44-5 W4M. This area is located on the north side of Clear Lake adjacent to Cabins 115-121 to the north of the lots and south of SE 11-44-5 W4M in the Municipal District of Wainwright No. 61.

Present at the Hearing were Bob Barss, Oscar Buck, Bruce Cummins, Ted Wilkinson, Myron Zajic, Bill Lawson, Phil Valleau, Kelly Buchinski, Mackenzie Duncan, Kim Christensen, Kelly Clemmer, Zak McLachlan, Rene Rajotte, Josh Miller, Wayne Mercier and Roger Holmes.

Reeve Barss called the hearing to order at 11:00 a.m.

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

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

373.15 Moved by Clr. Zajic that the hearing be adjourned at 11:02 a.m.
CARRIED

Delegation Glen from ROHI Engineering attended Council from 11:35 a.m. to 11:51 a.m. and presented an update on the Hogan Hill Road project.

Public Works

The Director of Public Works, Shannon LaHaye, the Director of Safety & Utilities, Pam Charles, the Director of Road Construction, Mark Greibrok and the Director of Transportation, Preston Iverson attended the meeting from 1:00 p.m. to 1:45 p.m. and reported on the activities of their departments for the past month, including the Grader Report for September 2015.

374.15 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 approve the Director of Transportation report as presented. CARRIED

375.15 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 approve the Director of Safety & Utilities report as presented.
CARRIED

376.15 Moved by Clr. Lawson that the Municipal District of Wainwright No. 61 approve the Director of Public Works report as presented. CARRIED

A listing of scrapers, goosenecks and pans that are available for the Municipal District of Wainwright No. 61 to purchase was presented to Council.

It was the consensus of Council for the Director of Public Works, Shannon LaHaye to research prices on trading in two of the M.D. of Wainwright's pans and one truck on a new scraper, truck and pan. He was also asked to research the cost of purchasing one new pan and hooking it to one of the scrapers already in the fleet.

377.15 Moved by Clr. Lawson that the Municipal District of Wainwright No. 61 approve the Construction Completion Certificate from Howitt Construction Ltd for Contract 14-012 Schedule A Gratton Coulee Road and BF 75145 Project with the condition that grass be re-seeded where required in spring 2016. CARRIED

The following tender results from contract 15-033 JCT Hwy #14 & RR #91 and JCT Hwy #881 & TWP #452 Intersectional Improvements Pavement were received and distributed to Council:

Company	Price
• TBL Construction Ltd.	• \$855,750.00
• E Construction	• \$903,193.10
• Central City Asphalt Ltd.	• \$677,750.00

378.15 Moved by Clr. Cummins that the Municipal District of Wainwright No. 61 be authorized to reject all submitted tenders from contract 15-033 JCT Hwy #14 & RR #91 and JCT Hwy #881 & TWP #452 Intersectional Improvements Pavement as the project was not a budgeted item and is significantly over the amount estimated. CARRIED

379.15 Moved by Clr. Buck that the 2015 construction schedule be amended as follows:

- LR#6 – that the project include working through the water body along the north boundary of Section 10-45-10 W4M and a small portion of the east boundary of NE 10-45-10 W4M. CARRIED

A copy of two letters from West-Can Seal Coating Inc. were received and distributed to Council regarding the terracem project in Division 4.

380.15 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 authorize West-Can Seal Coating Inc. to apply a full width Micro Surfacing treatment to TWP 442 prior to July 1, 2016 at no cost to the M.D. for pothole deficiencies identified in the final inspection and that the M.D. retain a \$20,000 deficiency holdback until the deficiencies are repaired. CARRIED

A copy of a memo from the Municipal Administrator, Kelly Buchinski was received and distributed to Council in regard to the terracem project in Division 4 and the liquidated damages incurred.

381.15 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 waive any liquidated damages that may have accrued to West-Can Seal Coating Inc on the 2015 Terracem Projects in Divisions 4 and 5. CARRIED

A copy of a letter from the Village of Edgerton was received and distributed to Council requesting support from the Municipal District of Wainwright No. 61 to erect directional signs to Edgerton at Highway #41 at Range Road #442 and Highway #610 at Highway #899.

382.15 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 send a letter of support to the Village of Edgerton to erect directional signs on Highway #41 at Range Road #442 and Highway #610 at Highway #899. CARRIED

A copy of a letter from Precious Pets Animal Rescue Society was received and distributed to Council requesting the donation of the M.D. of Wainwright's vacant bus stop house located in Fabyan.

383.15 Moved by Clr. Cummins that the Municipal District of Wainwright No. 61 authorize the sale of the vacant bus stop house in Fabyan for a cost of \$20.00 to Precious Pets Animal Rescue Society, pending the Society carry proper insurance to move the building. CARRIED

An invitation was received inviting the Municipal District of Wainwright No. 61 to schedule an appointment with Alberta Transportation at the

Fall Convention in Edmonton. The appointment was scheduled November 18th, 2015 at 1:00 p.m. It was the consensus of Council for the Municipal Administrator to collect items from Councillors to discuss with Alberta Transportation.

Peterson Estates drainage was discussed and Clr. Cummins suggested seeking an engineering firm to see if something could be done to alleviate the drainage issue.

- 384.15 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 hire ROHI Engineering to undertake surveying in respect to drainage issues near Peterson Estates. CARRIED

Finance

The Municipal Accountant, Karrie Gau, attended the meeting from 1:45 p.m. to 2:05 p.m. and reported to Council on the finances for the past month.

- 385.15 Moved by Clr. Wilkinson that the accounts recorded on the attached list in the amount of \$6,061,914.91 covered by debit memos 2360-2375 and cheques numbered 72184 to 72345 be approved and paid and furthermore that payroll payments as per the attached list totaling \$458,594.13 covered by EFT's numbered 900027037-900027265 be ratified. CARRIED

- 386.15 Moved by Clr. Zajic that the financial statement of receipts and disbursements for the month ending September 30th, 2015 be adopted as written and incorporated into these minutes. CARRIED

A copy of the reserve statement as of September 30th, 2015 was received and distributed to Council.

Administration & Taxation

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

A thank you letter was received and distributed to Council from the Wainwright Cemetery Association for the assistance of road repair and maintenance by the M.D. at the cemetery provided.

A thank you letter was received and distributed to Council from TransCanada thanking Council for its support of the Energy to East Pipeline.

A letter was received and distributed to Council regarding the overbilling of property taxes on Clear Lake Cabin #107.

- 387.15 Moved by Clr. Buck that pursuant to Section 330(1) of the Municipal Government Act, S.A., c.M-26.1, we have corrected the error on Roll #275419 for this current 2015 tax year and that a letter be sent to the property owner advising that municipalities are authorized to make a correction such as this for the current year only. CARRIED

- 388.15 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 be authorized to enter into a haying lease with Robert & Marilyn Enstrom for 35.26 acres on the SE 28-44-5-W4M with an expiry date of September 30, 2017 and that the terms of the lease be as per the offer to Purchase agreement dated December 13, 2007. CARRIED

A letter from the Royal Canadian Legion was received and distributed to Council requesting sponsorship for an advertisement space in their "Military Service Recognition Book".

389.15 Moved by Clr. Cummins that the Municipal District of Wainwright No. 61 sponsor the Alberta – NWT Command The Royal Canadian Legion with an advertisement in their "Military Service Recognition Book" at a cost of \$519.05 plus applicable taxes for a ¼ page (full color) ad. CARRIED

A copy of the Wainwright and District Business Partnership invitation to the Christmas Luncheon on November 25th, 2015 at the Wainwright Communiplex was received and distributed to Council.

A letter from Encompass Credit Union was received and distributed to Council requesting funding and volunteers for their annual Red Friday Pancake Breakfast. It was noted that funding of \$500 had already been allocated to this project as per previous years.

A copy of a memo from the Municipal Administrator, Kelly Buchinski was received and distributed to Council in regards to the application for the Wainwright and District Handivan Project through the Alberta Community Partnership Program.

390.15 Moved by Clr. Zajic that we amend our application to the Alberta Community Partnership Program for the Pilot Transportation Enhancement 2014-118 project by including cost increases for the purchase of a new bus and provisions for building a new garage for housing of the vehicles and that the total budget including these changes be \$340,587. CARRIED

A copy of the AAMDC Contacts and Member Bulletins was received and distributed to Council.

Protection to Persons and Property

Municipal Property

Health & Social Services

Environment

Bylaws

Bylaw No. 1574 - 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 Designation of NE 16-46-6 W4M from Agricultural District to Country Residential District.

391.15 Moved by Clr. Zajic that Bylaw No.1574 pass the first reading. CARRIED

392.15 Moved by Clr. Valleur that a Public Hearing be set for November 20th, 2015 for Bylaw No. 1574 at 10:30 a.m. at the Municipal District of Wainwright No. 61 Administration Building. CARRIED

Bylaw No. 1575 - A Bylaw of the Municipal District of Wainwright No. 61, in the Province of Alberta, for the purpose of authorizing the installation of a Texas Gate across a Municipal Road. (SE 12-45-10 W4M & SW 7-45-9 W4M).

393.15 Moved by Clr. Cummins that Bylaw No. 1575 pass the first reading.

CARRIED

394.15 Moved by Clr. Lawson that Bylaw No. 1575 pass the second reading.
CARRIED

395.15 Moved by Clr. Buck that Bylaw No. 1575 proceed with the third reading at this meeting. CARRIED UNANIMOUSLY

396.15 Moved by Clr. Wilkinson that Bylaw No. 1575 pass the third and final reading. CARRIED

Development

The Development Officer, Kim Christensen attended the meeting from 10:07 a.m. to 11:27 a.m. and 2:06 p.m. to 2:28 p.m. and reported to Council on the activities of the Development Department for the past month.

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

A copy of the October 13th, 2015 MPC minutes was received and distributed to Council.

A letter was received from the Village of Irma requesting that the Municipal District of Wainwright No. 61 consider entering into an agreement for an Intermunicipal Subdivision and Development Appeal Board.

The consensus of Council was to survey the current board members and defer this until the next Council meeting.

398.15 Moved by Clr. Wilkinson as per Section 675 of the Municipal Government Act, S.A., c.M-26.1, as amended, provides that a Council may request the Registrar of Land Titles to remove a Municipal Reserve designation from a parcel of land; and whereas the public hearing and public hearing notification requirements of Sections 674, 230 and 606 of the Municipal Government Act, S.A., c.M-26.1, as amended, for a request pursuant to Section 675 have been complied with; now therefore the Council of the Municipal District of Wainwright No. 61, duly assembled, resolves the following:

1. That Registrar of Land Titles be and is hereby requested to remove the designation of Municipal Reserve from that portion of Block R5, Plan 7821293, Pt. E ½ 2-44-5 W4M, located adjacent to the northern boundary of Lots 115 – 121, Block 1, Plan 0324433 as shown on the attached Schedule A.
2. That the Municipal Administrator be directed to notify the Registrar that the provisions of Division 9 of Part 17 of the Municipal Government Act, S.A., c.M-26.1, as amended, have been complied with. CARRIED

399.15 Moved by Clr. Buck that the agreement with Sunset View Estates Condominium Corporation #1026567 regarding the municipal reserve area along the south side of Clear Lake be approved and forwarded to the Condominium Corporation. CARRIED

400.15 Moved by Clr. Wilkinson that further to Motion #49.04, the guardrail at Clear Lake that is located on the west side of the boat launch remain as is. CARRIED

401.15 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61

object to the proposed subdivision of Lot 6, Block 2, Plan 052 5652 in NE 7-44-6 W4M as the application does not adequately address storm water management issues on and off the proposed subdivision.
CARRIED

- 402.15 Moved by Clr. Lawson that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision in the NE 11-45-9 W4M for a 10 acre parcel subject to road widening along the east boundary and the applicant entering into an approach installation agreement for access to the subdivided parcel. CARRIED
- 403.15 Moved by Clr. Zajic that the Municipal District of Wainwright have no objections to the proposed subdivision of Lot 1, Plan 992 0223 & Lot 2, Plan 992 0222 in W1/2 of 31-43-4 W4M subject to the completion of a geotechnical for the area due to the terrain, the applicant enter into approach installation agreements for the proposed approaches and a portion of land be designated Public Utility Land. CARRIED

PAYSHEETS

- 404.15 Moved by Clr. Lawson that the paysheets be approved as presented.
CARRIED

COMMITTEE REPORTS

- 405.15 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

IN-CAMERA

- 406.15 Moved by Clr. Cummins that this meeting be adjourned (2:32 p.m.).
CARRIED

Reeve

Municipal Administrator

General Administration Clerk
(1/2 day)