

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 21st, 2008 commencing at 9:00 a.m.

Present: Reeve Bob Barss, Councillors Oscar Buck, Ted Wilkinson, Myron Zajic, Phil Valleau, Shelly Andersen and Morley Muldoon. Staff present: Municipal Administrator Kelly Buchinski, Assistant Municipal Administrator Bonnie Milton, Public Works Superintendent Ivan Perich, and from Star News, Kelly Clemmer (10:30 a.m.).

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**

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

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

Added:

Agricultural Service Board

- f. Skid Mount Sprayers

Public Works

- h. Berg Road
- i. Float Grader
- j. Street Light in Ascot Heights
- k. Plow Truck Lights
- l. Culverts

Administration and Taxation

- o. Doug Griffith, MLA re: Health Centre
- p. Northern Lights Library Budget

Deleted:

DELEGATIONS

2. 11:00 A.M. Northern Lights Library Board – Financial Statement
3. 11:55 a.m. Keith Brower – ASB plaque presentation
4. 1:30 p.m. Alberta Electric System Operator re: Transmission Lines

Agricultural Service Board

- c. Ascot Heights Tankloader Uses

CARRIED UNANIMOUSLY

434.08 Moved by Clr. Zajic that the minutes of the regular meeting held September 16th, 2008 be adopted as written. CARRIED

**UNFINISHED  
BUSINESS**

**NEW  
BUSINESS**

### Agriculture Service Board

Agricultural Fieldman James Schwindt attended the meeting from 9:07 a.m. to 9:23 a.m. and reported to Council on the activities of the Agricultural Service Department for the past month.

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

A copy of the October 15<sup>th</sup>, 2008 Agricultural Service Board Minutes were received and distributed to Council.

436.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 support a full time shared position between the Agricultural Service Board and the Public Works Department commencing in 2009. CARRIED

437.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the Agricultural Service Board up to an additional \$15,000 towards its 2008 capital budget for upgrades to sprayer unit No. 011 and unit No. 012. CARRIED

438.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to advertise the sale of two (2) skid mount sprayers. CARRIED

439.08 Moved by Clr. Muldoon that the following item be added to the agenda:

- Board Member – Agricultural Service Board

CARRIED UNANIMOUSLY

440.08 Moved by Reeve Barss that Chris Oracheski be appointed as the new farm member to the Agricultural Service Board for a three (3) year term. CARRIED

### Public Works

The Public Works Superintendent, Ivan Perich, 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.

441.08 Moved by Clr. Wilkinson that the Public Works Superintendent's report be accepted as written. CARRIED

442.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 authorize the addition of a stop sign in accordance with Bylaw No. 1334 and that this stop sign be added to Appendix A of Bylaw No. 1334:

- SW of SW 13-42-4 W4M CARRIED

443.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 authorize Holt Transport to crush 10,000 yards of 1 ½" gravel from NE 26-45-10 W4M (Larson Pit) instead of 10,000 yards of ¾" gravel. CARRIED

The Municipal Administrator advised Council that the Resource Road Applications deadline is November 30<sup>th</sup>, 2008.

444.08 Moved by Clr. Andersen that the Public Works Superintendent be authorized to obtain quotes and proceed with the painting of the pavement center lines of approximately 20 miles throughout the municipality with a budget of up to \$30,000.00. CARRIED

445.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 be authorized to obtain a Permit to Practice from APEGGA for a cost of \$400.00. CARRIED

Clr. Valleau raised concern with Giltedge Road approaches. It was the consensus of Council that Administration contact EXH Engineering the concerns about the approaches.

The Public Works Superintendent discussed being short a grader on all crews and recommends we purchase a 160 grader. It was the consensus of Council to move this issue to the Planning Meeting.

It was the consensus of Council to put in a second street light in Ascot Heights and have the burnt out one repaired.

446.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to hire Fort Gary Industries to install plow truck lights and beacons on the 2009 tandem truck we have on order for a cost of \$2,100.00. CARRIED

447.08 Moved by Clr. Muldoon that we purchase a front plow attachment assembly from Fort Garry Industries at a cost of \$825.00 for the 2009 tandem truck we have on order. CARRIED

448.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 be authorized to install new culverts across municipal roads as required for the purpose of pumping liquid manure conditional to the producer purchasing the new culvert. CARRIED

The Safety & Utilities Manager, Preston Iverson, attended the meeting from 10:25 a.m. to 10:38 a.m. and reported to Council on the activities of the Safety & Utilities Department for the past month.

449.08 Moved by Clr. Wilkinson that the Safety & Utilities Manager's report be accepted as written. CARRIED

450.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 authorize the Safety and Utilities Manager to investigate the trestle site area and contact the landowner to come up with some alternatives for accessibility, parking and fencing. CARRIED

The Safety and Utilities Manager and Reeve Barss presented Pat Hartley and Donna Bengtson with a plaque for their dedicated service to Fabyan and Ribstone Campsites on behalf of the Municipal District of Wainwright No. 61.

### Finance

The Municipal Accountant, Karrie Gau, attended the meeting from 10:38 a.m. to 11:33 a.m. and reported to Council on the finances for the past month.

451.08 Moved by Clr. Zajic that the accounts recorded on the attached list in the amount of \$6,921,124.88 covered by debit memos 1157 to 1167 and cheques numbered 57828 to 58007 be approved and paid and that the payroll payments as per the attached list totaling \$218,690.98 covered by EFTs numbered 900014802 to 900014940 be ratified. CARRIED

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

Council reviewed the reserves and noted that an amendment needs to be made to the fire reserves.

The Municipal Accountant gave an update on Tangible Capital Assets and presented a draft copy of the policy.

**Administration & Taxation**

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

- 453.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 ratify the \$1,000.00 donation to Youth Connections to support bussing for the 2008 Career Fair. CARRIED

The Municipal Administrator gave an update on the 2008 budget.

- 454.08 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 approve the overage on specific line items discussed as follows:

2-32-217-00	Telephone
2-32-221-00	Advertising
2-32-253-00	Equipment – Repairs & Maintenance
2-32-256-02	Roads – Oiling
2-32-518-00	Construction Supplies – General
2-32-522-01	Tires
2-32-527-00	Iron, Cable, Chain
2-32-534-01	Gravel
2-32-536-00	Lumber and Posts
2-32-537-00	Signs
2-32-762-00	Contributions to Capital

CARRIED

A copy of a letter from Alberta Transportation was received and distributed to Council with regard to the Alberta Municipal Infrastructure Program (AMIP) and the New Deal for Cities and Communities (NDCC).

Clr. Muldoon declared an interest in the next agenda item and left the Council Chambers at 11:11 a.m. (SE 7-44-6 W4M).

Clr. Andersen declared an interest in the next agenda item and left the Council Chambers at 11:11 a.m. (SE 7-44-6 W4M).

Whereas the Municipal District of Wainwright No. 61 is involved in a civil action commenced by Morley Muldoon relating to the costs incurred by Mr. Muldoon in constructing a mile of road in July 2006 built on property owned by the Municipal District of Wainwright No. 61 located at East 27-45-7 W4M, the particulars of which are more fully described in the Statement of Claim filed in Alberta Court of Queen's Bench Action No. 0703 09611, Judicial District of Edmonton. The construction of the roadway and the litigation itself arose prior to Councillor Muldoon being elected to his current position as Councillor. The litigation was contested throughout by both parties. With the assistance of legal counsel representing each party in this litigation, the parties have reached a fair and amicable settlement of the action, in the total amount of \$50,000.00 inclusive of court costs and interest, subject to Council approval.

- 455.08 Moved by Clr. Buck to formally conclude the civil action by the payment of \$50,000.00 in exchange for a filed Discontinuance of Action and a fully executed Release of Liability in favor of the Municipal District of Wainwright No. 61. CARRIED

Clr. Muldoon returned to the Council Chambers at 11:15 a.m.

Clr. Andersen returned to the Council Chambers at 11:15 a.m.

A copy of a letter from the Village of Edgerton's Mayor was received and distributed to Council thanking the Municipal District of Wainwright No. 61 for participating in the Trail of the Buffalo Ambassador Tour.

456.08 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to sponsor Small Business Week in the amount of \$1,000.00 to the Wainwright & District Chamber of Commerce. MOTION DEFEATED

457.08 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to sponsor Small Business Week in the amount of \$500.00 to the Wainwright & District Chamber of Commerce. CARRIED

The Municipal Administrator requested Council to review their divisional map and advise the Tax Clerk of any error or omissions.

A memo was received and distributed to Council advising of two quotes for Environmental Impairment Policy through Jubilee Insurance.

458.08 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to bind the Environmental Impairment Policy for \$2,000,000.00 at a cost of \$5,343.00 through Jubilee Insurance. CARRIED

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

459.08 Moved by Clr. Muldoon that the Municipal District of Wainwright No. 61 be authorized to sign the Mutual Aid Agreement CFB/ASU Wainwright 2008. CARRIED

A letter was received and distributed to Council with an update on the Trade, Investment and Labour Mobility Agreement (TILMA).

A copy of a letter from Doug Griffith, MLA was received and distributed to Council with regard to inviting the Minister of Infrastructure and the Minister of Health to tour the Wainwright Hospital. Copies of the study are available from the Municipal Administrator.

460.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 approve the proposed 2009 budget from Northern Lights Library. CARRIED

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

A letter was received from the Village of Edgerton requesting the Municipal District of Wainwright No. 61 to assist in financing the purchase of a new Rescue Unit.

461.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 authorize a zero interest loan to the Edgerton Fire Area Reserve to finance the deficit created by the purchase of the new Rescue Unit. CARRIED

#### **Municipal Property**

#### **Health & Social Services**

#### **Environment**

An invitation from Alberta Environment was received and distributed to Council inviting them to meet with Alberta Environment during the A.A.M.D. & C. Fall Convention. Council requested the Municipal Administrator to set up a meeting with Alberta Environment to discuss relevant issues.

### **Recreation & Community Services**

- 462.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 approve Marilyn Tollefsrud as the Ribstone Recreation Area Caretaker for the 2009 season. CARRIED
- 463.08 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 approve Jim Kelly as the Fabyan Recreation Area Caretaker for the 2009 season. CARRIED
- 464.08 Moved by Clr. Muldoon that the Municipal District of Wainwright No. 61 approve Theresa Newell as the Riverdale Mini-Park On-Site Manager for the 2009 season. CARRIED

### **Bylaws**

Bylaw No. 1467 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 May 15, 2007 of the Municipal District of Wainwright No. 61.

It is deemed necessary to amend the Land Use Bylaw of the Municipal District of Wainwright No. 61 in order to amend Section 6.3.7 Recreational District 4.1 Maximum density. Under the authority and subject to the provisions of the Municipal Government Act, R.S.A 2000 with amendments and by virtue of all other powers it enables the Council of the Municipal District of Wainwright No. 61, duly assembled, to enacts as follows:

Bylaw No. 1318, being the Land Use Bylaw of the Municipal District of Wainwright No. 61 is hereby amended as follows:

Section 6.3.7 Recreational District-RC 4. (1) Regulations- maximum density – 54 recreational vehicles or camping stalls per hectare (22 per acre).

- 465.08 Moved by Clr. Buck that Bylaw No. 1467 pass the first reading. CARRIED
- 466.08 Moved by Clr. Zajic that a Public Hearing be set for November 18<sup>th</sup>, 2008 for Bylaw No. 1467 beginning at 11:30 a.m. at the Municipal District of Wainwright No. 61's Administration Building. CARRIED

### **Development**

The Municipal Administrator Kelly Buchinski reported to Council on the Development Officer's behalf on the activities of the Development Department for the past month as the Development Officer Jim Klasson was unable to attend.

- 467.08 Moved by Clr. Buck that the Development Officer's report be accepted as presented. CARRIED
- A copy of the September 8, 2008 MPC meeting minutes were received and distributed to Council.
- 468.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in NW 9-44-6 W4M subject to a development agreement and reserves being due. CARRIED
- 469.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in Pt of SE 28-44-5 W4M. CARRIED

- 470.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in Lot A Plan 9924217 (SW 3-45-7 W4M) subject to a service road being installed adjacent to the north/south road allowance servicing all three (3) proposed parcels with the access being from the most northerly parcel and reserves being due. CARRIED
- 471.08 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in Pt. of SE 16-45-7 W4M subject to a 100' road right of way being given on the south side of the south boundary of the proposed 5 acre parcel and that access to the proposed parcel be from this road right of way and further that reserves are due. CARRIED
- 472.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in NW 21-44-9 W4M subject to 17' road widening. CARRIED
- 473.08 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in Pt. NE 12-42-3 W4M. CARRIED
- 474.08 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 have no objections to the proposed subdivision located in NE 31-46-7 W4M. CARRIED

A letter was received and distributed to Council from Tom and Jan Suley with regard to fencing the road allowance along the SW 1-44-5 W4M and also noted that if the road allowance ever becomes available they would like to purchase it.

- 475.08 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to send a letter to Tom and Jan Suley advising that their request to fence the road allowance along the SW 1-44-5 W4M has been declined. CARRIED
- 476.08 Moved by Reeve Barss that the Municipal District of Wainwright No. 61 be authorized to enter into a crossing agreement with Alliance Pipeline for SW 1-47-9 W4M and NW 36-46-9 W4M. CARRIED

A draft copy of the Country Residential Subdivision Development Agreement was received and distributed to Council for their information and to be discussed at a later meeting.

- 477.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 authorize the Development Officer to issue a subdivision completion certificate to Passive Enterprise Limited for the subdivision on SW 18-45-6 W4M. CARRIED

The Municipal Administrator presented Council with a list of potential resource road application. It was the consensus of Council to proceed with the following projects: Minburn Road, North Chauvin Road, Ribstone Road and Thunder Alley.

- 478.08 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 authorize the hiring of EXH Engineering to submit resource road applications at a cost of \$1,500 per application for the following projects: Minburn Road, North Chauvin Road, Ribstone Road and Thunder Alley. CARRIED

#### **PAYSHEETS**

- 479.08 Moved by Clr. Muldoon that the paysheets be approved as presented. CARRIED

**COMMITTEE  
REPORTS**

480.08 Moved by Clr. Wilkinson 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

481.08 Moved by Clr. Muldoon that this meeting be adjourned. CARRIED (12:35 p.m.)

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Reeve

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Municipal Administrator

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Assistant Municipal Administrator

( ½ Day)