

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 15th, 2010 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, Assistant Municipal Administrator Bonnie Milton and from the Star News, Kelly Clemmer (9:15 a.m. to 2:00 p.m.).

Absent: Clr. Morley Muldoon due to illness.

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

- 259.10 Moved by Clr. Zajic that the agenda be adopted as presented. CARRIED
- 260.10 Moved by Clr. Andersen that the following items be added to, changed or deleted from the agenda:
- Added:
- Agricultural Service Board
- b. Farm Family Award
- Public Works
- q. Bridge Inspections
 - r. Yield Sign SE of SE 3-45-10 W4M
 - s. Ratify extra costs for Sod Mulcher
- Bylaws
- c. Bylaw #1484
 - d. Bylaw #1497
- Development
- i. ConocoPhillips – Pig Trap
 - j. Letter – Ed & Betty Shaw
- Deleted:
- Protection to Persons and Property
- b. Chauvin Fire Hall Agreement
- Bylaws
- b. Bylaw #1496
- Changed:
- Public Works
- e. Gravel Agreement – NE 27-45-10 W4M
- CARRIED UNANIMOUSLY
- 261.10 Moved by Clr. Wilkinson that the minutes of the regular meeting held May 18th, 2010 be adopted as written. CARRIED

NEW BUSINESS

Agriculture Service Board

The Agricultural Fieldman, James Schwindt, attended the meeting from 9:10 a.m. to 9:15 a.m. and reported to Council on the activities of the Agricultural Services Department for the past month.

- 262.10 Moved by Clr. Buck that the Agricultural Fieldman's report be accepted as presented. CARRIED
- 263.10 Moved by Reeve Barss that the Municipal District of Wainwright No. 61 supports the Valley Farms Limited c/o Bill Ramsay application for the 100 Year Farm Family Award. CARRIED

Safety & Utilities

The Safety & Utilities Manager, Preston Iverson, attended the meeting from 9:15 a.m. to 9:40 a.m. and reported on the activities of his department for the past month.

- 264.10 Moved by Clr. Valleau that the Safety & Utilities Manager's report be accepted as presented. CARRIED
- 265.10 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 authorize the Hot Work Permit as presented and that it be added to the Safety Manual. CARRIED
- 266.10 Moved by Clr. Buck that the following item be added to the agenda:

Emergency Preparedness- Western Canada Spill Service Demo

CARRIED UNANIMOUSLY

- 267.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 be authorized to allow the Western Canadian Spill Service to do an emergency preparedness at Riverdale Mini Park's beach area on August 18th, 2010 from 8:00 a.m. to 3:30 p.m. CARRIED

Recreation & Community Services

The Safety & Utilities Manager gave Council and update on the Ascot Heights multi functional surface construction.

- 268.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 ratify the multi-functional surface construction at Ascot Heights under the Wainwright Rural Recreation on municipal reserve. CARRIED

The Safety & Utilities Manager read aloud the following written prices for a 2010 utility mower:

Company	Product	Price w/ G.S.T.
Wilmar Implements – Wain.	John Deer 997	\$16,569.00
Tri- Ag Implements – Wain.	New Holland G6035	\$24,000.00
Highway Service – Vermilion	Kubota ZD331	\$14,175.00

- 269.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to purchase the 2010 Kubota ZD311 from Highway Service for a total cost of \$14,175.00. CARRIED

Public Works

The Director of Public Works, Shannon LaHaye, and the Director of Transportation, Mark Greibrook, attended the meeting from 9:40 a.m. to 2:20 p.m. and reported to Council on the activities of their respective departments for the month.

- 270.10 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 approve the Director of Public Works' report as presented. CARRIED

- 271.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 approve the Director of Transportation's report as presented. CARRIED
- A copy of a letter from Pidherney's Civil Division was received and distributed to Council requesting an extension on Ribstone Road Contract #20380.00.
- 272.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 grant Pidherney's an extension to August 14th, 2010 on the Ribstone Road Grading Contract #20380.00. CARRIED
- A copy of the Government of Alberta's amendment to the Traffic Safety Act – Section 128 (a) was received and distributed to Council advising that Alberta Transportation is proposing to introduce mandatory helmet use for drivers and riders of off-highway vehicles when being operated on public lands throughout the province.
- 273.10 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 authorize the gravel agreement for the NE 27-45-10 W4M (McKee Pit) up to 312,500 metric tonnes over a 10 year period at a cost of \$2.20 per metric tonne. CARRIED
- A copy of a letter from Fortis Alberta was received and distributed to Council requesting permission to proceed with the Power Line Vegetation Control Program in the M.D. of Wainwright No. 61.
- 274.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize Fortis Alberta to proceed with the Power Line Vegetation Control Program in the municipality subject to the following conditions:
- Removal of deciduous and coniferous growth on M.D. right-of-ways with chainsaws and/or brush mowers (excluding shelter belts which will be trimmed to proper clearances).
 - Spray deciduous and coniferous growth on M.D. right-of-ways. Provincial regulations and "no-spray" zones will be respected.
 - This permission must be renewed on an annual basis.
 - Fortis Alberta must comply with all applicable Provincial codes and standards regarding industrial vegetation management.
- CARRIED
- 275.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to investigate a course for new grader operator training and bring back findings to the next Council meeting. CARRIED
- Council discussed the McLaughlin Slide and solutions to the problem.
- 276.10 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 be authorized to repair the slide at McLaughlin Hill. CARRIED
- 277.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 approve the waste disposal site at Banjo Estates on the SW 17-44-6 W4M Lot 25 Block 2 Plan 0623473 with up to four bins to be placed at the site. CARRIED
- A copy of a memo from the Municipal Administrator was received and distributed to Council with regard to wetland disturbance on Twp Rd 42-2.
- 278.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to obtain approval under the Water Act to extend farther than 66 feet through the wetland on Twp Rd 42-2 and negotiate compensation/mitigation in exchange for this disturbance. CARRIED

The Municipal Administrator advised Council that the tender opening for Truck Pit Road will be June 24th, 2010 @ 2:00 p.m. in the Council Chambers.

The Assistant Municipal Administrator advised Council that a letter from Cover Star Structures Ltd. was received indicating that all subcontractors have been paid for the Wainwright Salt Shed project. She further advised that this has been confirmed with all subcontractors that we are aware of. It is recommended that the subcontractors holdback, the 10 percent holdback and the security bank draft be returned to Cover Star Structures Ltd. as per the contract.

279.10 Moved by Clr. Zajic that the Municipal District of Wainwright No. 61 be authorized to release the subcontractors holdback, 10 percent holdback and the Bank Draft was per the Contract with Cover Star Structures Ltd. CARRIED

280.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the gravel agreement for the SE 20-44-9 W4M (Pierce Pit) for 312,500 metric tonnes at a cost of \$2.20 per metric tonne crushing to start in 2011 for a 10 year term. CARRIED

281.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 approve the hiring of Genivar for the 2010 bridge inspection report. CARRIED

282.10 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to add the following yield sign in accordance with Bylaw #1334 and that this yield sign be added to Appendix A of Bylaw #1334:

SE of SE 3-45-10 W4M

CARRIED

283.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 ratify the additional cost of \$9,745.00 for the 2010 Grader Mount Sod Mulcher plus applicable taxes from Capital Industries. CARRIED

284.10 Moved by Clr. Zajic that the following item be added to the agenda

Crackfilling 2010

CARRIED UNANIMOUSLY

285.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to hire Carillion for the 2010 crackfilling at a cost of approximately \$1.00 per meter and furthermore hire Alberta Asphalt for crackfilling with the rubberized material for the Berg Road for a cost up to \$2.50 per meter. CARRIED

286.10 Moved by Clr. Wilkinson that the following item be added to the agenda:

FCS Building General Contractor

CARRIED UNANIMOUSLY

287.10 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to hire Steinborn Construction to do the renovations on the FCS Building for a cost of \$67,901.40 as per the Terms of Reference for this project. CARRIED

PUBLIC HEARING

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

Bylaw No. 1494

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 11-44-5 W4M, SE 11-44-5 W4M, SW 12-44-5 W4M, SE 2-44-5 W4M and SW 1-44-5 W4M from Agricultural District to Direct Control District Further Council for the Municipal District of Wainwright No. 61, in accordance with Section 641(3) delegates to the Development Authority, the authority to approve all Development Permit Applications received for development within this Direct Control 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

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

A copy of a letter from Roadata Services Ltd. was received and distributed to Council advising them that TRAVIS is coming this fall and Roadata Services will be hosting a meeting on June 22nd in Strathmore.

A copy of a letter from the Province & State Permitting was received and distributed to Council offering their services as the municipalities' contractor for permit approval.

Finance

The Municipal Accountant, Mary Nelson, attended the meeting from 11:00 a.m. to 11:35 a.m. and reported to Council on the finances for the past month.

289.10 Moved by Clr. Valleau that the accounts recorded on the attached list in the amount of \$1,936,131.77 covered by debit memos 1410 to 1421 and 14162 and cheques numbered 61024 to 61173 be approved and paid and that the payroll payments as per the attached list totaling \$264,558.74 covered by EFTs numbered 900017505 to 900017659 be ratified. CARRIED

290.10 Moved by Clr. Andersen that the financial statement of receipts and disbursements for the month ending May 31st, 2010 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 Wainwright Health Care Auxiliary Society was received and distributed to Council requesting funds for 4 wingback chairs and a loveseat. No action

A copy of a letter from Youth Connections was received and distributed to Council requesting sponsorship for their Career Fair 2010.

291.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to sponsor the Youth Connections 2010 Career Fair in the amount of \$1,000.00 as a gold sponsor. CARRIED

A copy of a letter from Buffalo Park Foundation was received and distributed to Council requesting the M.D. to appoint members from the M.D. Council to sit on the development committee.

- 292.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 appoint Clr. Wilkinson and Reeve Barss to sit on the Development Committee for the Buffalo Park Foundation to represent the Municipal District of Wainwright No. 61. CARRIED

A copy of a letter from the Alberta Health Service was received and distributed to Council requesting GIS Data for EMS Dispatch in the Municipal District of Wainwright No. 61.

- 293.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to supply the GIS road layer data of the M.D. to Alberta Health Service. CARRIED

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

Health & Social Services

Protection to Persons and Property

A copy of a letter from the Wainwright and District Ambulance Society was received and distributed to Council advising of the changes to the Society and of the funds distribution for 2010. Noting the Municipal District of Wainwright No. 61 percentage of equity is 37.1% and will receive a dividend of \$33,390.00.

A notice was received and distributed to Council with regard to the Fire and Emergency Services Training Initiative (FESTI) conducted by the Government of Alberta to facilitate the development of a comprehensive fire and emergency management training system. No Action

DELEGATE

Imants Krumins from Alberta Infrastructure and Transportation attended Council to give a presentation on what the TRAVIS system involves. Joyce Wilde from the Province & State Permitting attended Council to give a presentation on what their agency offers and costs with regard to the TRAVIS permitting system.

A memo was received from the Assistant Municipal Administrator who advised that fire liability falls with whoever oversees and controls the fire department.

Municipal Property

Environment

A letter from the Village of Chauvin was received and distributed to Council requesting financial assistance with their cardboard and paper recycle products to Falcon Enterprises as they are not a member of the Waste to Energy Authority.

- 294.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 send a letter to the Village of Chauvin advising that the M.D. will not be assisting with the fees at Falcon Enterprises for cardboard and paper recycle products and furthermore the Village is not authorized to come under the municipalities' authority with Waste to Energy Authority. CARRIED

Bylaws

Bylaw No. 1494 – 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 11-44-5 W4M, SE 11-44-5 W4M, SW 12-44-5 W4M, SE 2-44-5 W4M and SW 1-44-5 W4M from Agricultural District to Direct Control District as shown on the attached Schedule “A”. Further Council for the Municipal District of Wainwright No. 61, in accordance with Section 641(3) delegates to the Development Authority, the authority to approve all Development Permit Applications received for development within this Direct Control District.

295.10 Moved by Clr. Buck that Bylaw #1494 pass the second reading. CARRIED

296.10 Moved by Clr. Wilkinson that Bylaw #1494 pass the third and final reading. CARRIED

Bylaw No. 1484 – A Bylaw of the Municipal District of Wainwright #61, in the Province of Alberta, for the purpose of closing to public travel portions of a public highway in accordance with Section 22 of the Municipal Government Act, Chapter M-26, described as follows:

- A portion of TWP RD #434 between S.H. 610 and R.R.#25 approximately .25 miles (SE 30-43-2 W4M and NE 19-43-2 W4M)

297.10 Moved by Clr. Zajic that Bylaw #1484 pass the second reading. CARRIED

298.10 Moved by Clr. Andersen that Bylaw #1484 pass the third and final reading. CARRIED

Bylaw No. 1497 – A Bylaw of the Municipal District of Wainwright No. 61 in the Province of Alberta authorizing entering into an agreement amending the Joint Fire protection Agreement between the M.D. of Wainwright and the Village of Chauvin.

299.10 Moved by Clr Buck that Bylaw No. 1497 pass the first reading. CARRIED

300.10 Moved by Clr. Andersen that Bylaw No. 1497 pass the second reading. CARRIED

301.10 Moved by Clr. Valleau that Bylaw No. 1497 proceed with the third reading at this meeting. CARRIED UNANIMOUSLY

302.10 Moved by Clr. Wilkinson that Bylaw No. 1497 pass the third and final reading. CARRIED

DELEGATE

Robert Kratchmer, Gladys Kratchmer, Cameron Foley and Lorna Howlett attended Council at 1:15 p.m. to 1:25 p.m. to discuss concerns with their road, mainly the lack of a crown and maintaining the crown once it is in place. Director of Transportation advised that we are working on the problems and advised that he has recommended to the Council concerned that the road be put on the 2011 construction plan but in the mean time we will be hauling gravel in through out the 2010 season and work on building the crown.

Development

The Development Officer, Jim Klasson, attended the meeting from 11:00 a.m. to 11:02 a.m., 1:08 p.m. to 1:13 p.m. and 1:25 p.m. to 2:00 p.m. and reported to Council on the activities of the Development Department for the past month.

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

A copy of the June 9th, 2010 MPC minutes were received and distributed to Council.

304.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 authorize the following be added to the policy:

4.1.25 New Gravel Pits - Pre-disturbance assessment

- 1) photos of the site prior to stripping
- 2) soil assessment– inches of topsoil/type, inches of subsoil/type
- 3) site plan showing where the soils are to be stored.

CARRIED

A copy of Talisman Surface Lease proposal was received and distributed to Council.

305.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to forward the new Talisman Energy Lease on the SE 12-43-3 W4M to Nickerson Roberts Holinski Mercer to deal with on our behalf. CARRIED

306.10 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 have no objections to the subdivision application for the Pt. SW 22-44-5 W4M subject to rezoning. CARRIED

307.10 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 have no objections to the subdivision application for the Pt. NE 12-45-8 W4M subject to two approaches being put in place and rezoning. CARRIED

308.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 conditionally support the subdivision application for the Pt. SW 1-44-5 W4M subject to entering into a development agreement and that the internal road is to be 100' wide. CARRIED

309.10 Moved by Clr. Wilkinson that the Municipal District of Wainwright No. 61 be authorized to block off, sign and knock the top off at the Clear Lake sand pit. CARRIED

310.10 Moved by Reeve Barss that that the Municipal District of Wainwright No. 61 be authorized to allow ConocoPhillips to install the pig trap within the 40 meter set back from the undeveloped road allowance (NW 24-47-10 W4M) with the condition that it be removed at the cost of ConocoPhillips if the M.D. requires the road. CARRIED

The Municipal Administrator read aloud the letter from Ed & Betty Shaw with regard to their lease at Clear Lake.

311.10 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 send a letter to Ed & Betty Shaw reiterating the original decision of Council. CARRIED

PAY SHEETS

312.10 Moved by Clr. Andersen that the paysheets be approved as presented. CARRIED

IN-CAMERA ISSUES

313.10 Moved by Clr. Wilkinson that Council recess for a private meeting, as per Section 197(2) of the Municipal Government Act 2000 and amendments. (2:00 p.m.) CARRIED

- 314.10 Moved by Clr. Zajic that Council reconvene to the regular council meeting.
(2:18 p.m.) CARRIED

**COMMITTEE
REPORTS**

- 315.10 Moved by Clr. Buck 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
- 316.10 Moved by Clr. Valleau that this meeting be adjourned. (2:40 p.m.)
CARRIED

Reeve

Municipal Administrator

Assistant Municipal Administrator

(1 day)