

The regular meeting of Council of the Municipal District of Wainwright No. 61 was held in the Municipal Administration Building, Wainwright, Alberta on Tuesday May 19<sup>th</sup>, 2020 commencing at 9:00 a.m.

Present Via video conference: Reeve Bob Barss, Councillors Ted Wilkinson, Ryley Andersen, Phil Valteau, Bruce Cummins, Bill Lawson and Oscar Buck. Staff present: Municipal Administrator Kelly Buchinski, Director of Finance Tyson Boomhower, Development Officer Kim Christensen, and Assistant Municipal Administrator Neil Loonen 9:00 a.m. to end.

## CALL TO ORDER

Reeve Barss called the meeting to order at 9:00 a.m.

Reeve Barss in the Chair.

This is the official record for the proceedings.

161.20 Moved by Clr. Cummins that the agenda be adopted as presented. CARRIED

162.20 Moved by Clr. Valteau that the following items be added to the agenda:

Added:

Recreation & Community Services

b. Playgrounds

CARRIED UNANIMOUSLY

163.20 Moved by Clr. Lawson that the minutes of the Council Meeting held April 21<sup>st</sup>, 2020 be adopted as presented. CARRIED

164.20 Moved by Clr. Wilkinson that the minutes of the Budget Meeting held May 5<sup>th</sup>, 2020 be adopted as presented. CARRIED

## NEW BUSINESS

### Agriculture Service Board

Agricultural Fieldman, James Schwindt, and Assistant Agricultural Fieldman, Tanis Ponath attended the meeting virtually from 9:00 a.m. to 9:27 a.m. and reported to Council on the activities of the Agricultural Services Department for the past month.

165.20 Moved by Clr. Lawson that the Municipal District of Wainwright No. 61 approve the Agricultural Fieldman's report as presented. CARRIED

A Request for Decision form was submitted by the Assistant Agricultural Fieldman regarding Rural Routes Supper.

166.20 Moved by Clr. Wilkinson that due to the COVID-19 Pandemic the Municipal District of Wainwright No. 61 cancel the Rural Routes Supper for 2020 and further cancel the venue, caterers, entertainment, and all supplies or equipment required for the event. CARRIED

A Request for Decision form was submitted by the Assistant Agricultural Fieldman regarding the BMO/Northlands Farm Family Award application.

167.20 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 support the Ryan Zajic Family's application for the BMO/Northlands Farm Family Award, subject to proper documentation. CARRIED

A Request for Decision form was submitted by the Assistant Agricultural Fieldman in regards to the 2020 No-Spray and Haying agreements which allow ratepayers to control weeds in the ditch along their property in an alternate matter than herbicide and hay the road allowance prior to July 15<sup>th</sup>.

168.20 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 approve the 2020 No-Spray and Haying agreements list as follows:

No-Spray of Roadsides		Land Location
<i>Division #2</i>		SW 21-42-4 W4M
	Acreage	SW 18-44-4 W4M
<i>Division #3</i>	Acreage	SW 22-46-5 W4M
		SEC 15-47-5 W4M
		S ½ 23-47-5 W4M
		SEC 14-47-5 W4M
<i>Division #4</i>	Acreage	Pt SW 23-44-6 W4M Blk 2 Lot 1 Plan 0821439
		Pt SE 31-43-6 W4M Blk 3 Lot 1 Plan 1022895
	Acreage	NE 6-44-6 W4M Blk 1 Plan 9620830
<i>Division #5</i>	Acreage	NW 13-47-7 W4M
		NE 14-47-7 W4M
	Acreage	SE 30-45-6 W4M
		E ½ 27-45-6 W4M
		E ½ 7-45-7 W4M
		NE 6-45-7 W4M
	Acreage	Pt NE 8-45-7 W4M Blk 1 Lot 2 Plan 0324842
<i>Division #7</i>		NE 19-46-9 W4M
		NW 20-46-9 W4M
Haying of Roadsides		
<i>Division #2</i>	Acreage	SE 28-44-3 W4M
<i>Division #5</i>		E ½ 27-45-6 W4M

CARRIED

**Public Works, Transportation, Utilities & Safety**

The Director of Transportation, Preston Iverson and the Director of Road Construction, Mark Greibrok attended the meeting virtually from 9:00 a.m. to 10:20 a.m. The Director of Safety, Ray Morrison attended the meeting from 9:00 a.m. to 10:49 a.m. The directors reported on the activities of their departments for the past month.

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

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

171.20 Moved by Clr. Cummins that the Municipal District of Wainwright No. 61 approve the Director of Road Construction report as presented. CARRIED

A Request for Decision form along with the following quotes were submitted by the Director of Transportation regarding the RFP results for Auction Services for the sale of (2) K-Tec Scrapers and (2) Volvo Hauler Units.

COMPANY	COMMISSION PRICE	COMMISSION	POINTS
Ritchie Bros. Auctioneers	\$675,000.00	10% up to guaranteed price and 15% thereafter	95/100
Michener Allen Auctioneering Ltd.	\$570,000.00	12% up to guaranteed price and 12% thereafter	80/100

172.20

Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to accept the RFP for the (2) 2017 Volvo AG30 Trucks and (2) 2015 K-Tec ADT 1228 Scrapers Auction Sales Services from Ritchie Bros. Auctioneers which includes 10% sales commission up to the guaranteed sale price of \$607,500.00 and 15% commission thereafter. CARRIED

A Request for Decision form along with the following quotes were submitted by the Director of Road Construction regarding the 2020 road Oil Supply:

COMPANY	PRICE (Excluding GST)
Husky Energy	\$485.00/metric tonne
Check Road Solutions	\$425.00/metric tonne plus \$135.00/hr trucking standby

173.20

Moved by Clr. Lawson that the Municipal District of Wainwright No. 61 be authorized to purchase approximately 600 metric tonnes of road oil in 2020 from Husky Energy at a rate of \$485.00 per metric tonne for a cost of approximately \$291,000.00 plus applicable taxes. CARRIED

A Request for Decision form along with the following quotes were submitted by the Director of Road Construction regarding the 2020 Chip Seal Coat:

Company	Price per Square Meter	Total Price (Excluding GST)	Points
ACP Applied Products	Project 1 - \$4.41 Project 2 - \$4.52 Project 3 - \$1.27	Project 1 - \$2,513,700.00 Project 2 - \$777,214.00 Project 3 - \$221,996.00 Total - \$3,512,910.00	45/100
ANT Construction Ltd.	Project 1 - \$2.55 Project 2 - \$2.55 Project 3 - \$0.48	Project 1 - \$1,453,500.00 Project 2 - \$438,472.50 Project 3 - \$83,904.00 Total - \$1,975,876.50	95/100
West-Can Seal Coating Inc.	Project 1 - \$2.56 Project 2 - \$2.43 Project 3 - \$0.41	Project 1 - \$1,459,200.00 Project 2 - \$417,838.50 Project 3 - \$71,668.00 Total - \$1,948,706.50	97/100

West-Can Seal Coating proposal required the Municipal District of Wainwright No. 61 to supply an operator for a piece of equipment.

174.20

Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 be authorized to purchase the 2020 Chip Seal Coat from Ant Construction Ltd. for a total cost of \$1,975,876.50 plus applicable taxes to complete Projects 1, 2 and 3. CARRIED

DELEGATION

Clayton Tondu attended the meeting virtually from 9:30 a.m. to 9:44 a.m. to discuss Waste Disposal locations at Banjo Estates.

A Request for Decision form along with the following quote was submitted by the Director of Road Construction regarding the 2020 Cementitious Road Stabilization Product:

Company	Price (Excluding GST)	Points
Lafarge Canada Inc.	\$1,248,524.25	100
Knelsen Sand & Gravel LTD	\$2,178,960.00	50

175.20

Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to purchase the 2020 Cementitious Road Stabilization Product from Lafarge Canada Inc. for a total cost of \$1,248,524.25 plus applicable taxes. CARRIED

A Request for Decision form along with the following quotes were submitted by the Municipal Administrator regarding the Grading Tender Award - Gilt Edge Road:

Company	Schedule A	Amendments	Total (Excluding GST)
Prairie North Construction	\$5,871,775.00	\$116,500.00	\$5,988,275.00
Acre Prime	\$5,797,164.00	0	\$5,797,164.00
Pidherneys	\$6,665,423.03	0	\$6,665,423.03
Iron Stone Services	\$5,252,119.90	0	\$5,252,119.90
Thompson Brothers	\$8,170,855.00	0	\$8,170,855.00
Location Cats	\$4,489,262.91	0	\$4,489,262.91
Morgan Construction	\$6,428,886.65	0	\$6,428,886.65
Crow Enterprises	\$7,829,981.80	0	\$7,829,981.80
Howitt Construction	\$7,042,700.00	0	\$7,042,700.00
Noyen Construction	\$7,064,105.00	0	\$7,064,105.00
Top Grade Construction	\$7,944,052.30	0	\$7,944,052.30

176.20

Moved by Clr. Cummins that the Municipal District of Wainwright No. 61 award the 2020 Grading Tender Award – Gilt Edge Road to Location Cats for a total cost of \$4,489,262.91 plus applicable taxes. CARRIED

A Request for Decision form was submitted by the Director of Road Construction regarding a Gravel Pit Lease Agreement Addendum for SE 20-44-9 W4M.

177.20 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the new gravel pit agreement with the landowner of SE 20-44-9 W4M with the following conditions:

- \*Term: May 19, 2020 to May 19, 2030;
- \*Royalties: \$3.40 per metric tonne (\$4.25 per cubic yard) renegotiated every 5 years;
- \*Crushing: will begin in 2021 with a crush of 37,500 metric tonnes (30,000 cubic yards) annually if gravel supply is present another crush may be scheduled; and
- \*Payment Terms: Royalty payments will be due within 90 days of completion of the crush at an approximate annual cost of \$127,500.00. CARRIED

A Request for Decision form was submitted by the Director of Transportation regarding comprehensive warranty for the 2019 6175M John Deere Tractor.

No Action.

A Request for Decision form was submitted by the Director of Transportation regarding a purchase of a shop yard skid steer.

178.20 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the Director of Transportation to contact multiple suppliers for Skid Steer proposals and present to council. CARRIED

A copy of the Gravel Per Division 2017-2019 report was received and distributed to Council as information.

179.20 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 have a five (5) year new gravel lease agreement moratorium (until May 2025). CARRIED

A Request for Decision form was submitted by the Director of Road Construction regarding a Gravel Pit Lease Agreement Addendum for NE 27-47-11 W4M.

Councillor Wilkinson assumes the chair.

180.20 Moved by Reeve Barss that the Municipal District of Wainwright No. 61 authorize the new gravel pit agreement with the landowner of NE 27-47-11 W4M with the following conditions:

- \*Term: May 19, 2020 to May 19, 2030;
- \*Royalties: \$3.40 per metric tonne (\$4.25 per cubic yard) renegotiated every 5 years;
- \*Crushing: will begin in 2021 with a crush of 31,250 metric tonnes (25,000 cubic yards) annually if gravel supply is present another crush may be scheduled; and
- \*Payment Terms: Royalty payments will be due within 90 days of completion of the crush at an approximate annual cost of \$127,500.00. CARRIED

Reeve Barss resumes the chair.

A Request for Decision form was submitted by the Municipal Administrator regarding a storage agreement with White Cloud Farms.

181.20 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 authorize the Administration to sign the five (5) year storage agreement on NE 21-47-5-W4M with White Cloud farms. CARRIED

**Recreation & Community Services**

Council held a discussion regarding the campgrounds in the Municipal District of Wainwright No. 61.

- 182.20 Moved by Clr. Cummins that the Municipal District of Wainwright No. 61 authorize the Municipal District of Wainwright No. 61 to follow all provincial guidelines in the opening of campgrounds in the Municipal District of Wainwright No. 61 for June 1, 2020 to all Albertan residents only. CARRIED

Council had a discussion regarding playgrounds. No Action.

- 183.20 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 recess the regular council meeting to enter into a public hearing. CARRIED

PUBLIC HEARING Present at the Hearing were Bob Barss, Oscar Buck, Ryley Andersen, Bruce Cummins, Ted Wilkinson, Bill Lawson, Phil Valleau, Kelly Buchinski, Neil Loonen, Kim Christensen, and Tyson Boomhower.

The purpose of the hearing was to hear public concerns regarding Bylaw No. 1647 – 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 a portion of land, 10 acres, in the Land Use Designation of NW 6-44-6 W4M from Agricultural District to Country Residential District.

Reeve Barss called the hearing to order at 10:49 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.

- 184.20 Moved by Clr. Wilkinson that the hearing be adjourned at 10:51 a.m. CARRIED

- 185.20 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 return to the regular council meeting after ending the public hearing. CARRIED

**Finance**

The Director of Finance, Tyson Boomhower, attended the meeting virtually to report to Council on the finances for the past month.

- 186.20 Moved by Clr. Cummins that the accounts recorded on the attached list in the amount of \$1,632,410.48 covered by cheques numbered 81478-81600, and direct debits be approved and paid and that the payroll payments as per the attached list totaling \$169,040.10 covered by EFT numbered 900035404-900035491 be ratified. CARRIED

- 187.20 Moved by Clr. Wilkinson that the financial statement of receipts and disbursements for the month ending April 30, 2020 be adopted as written and incorporated into these minutes. CARRIED

A copy of the reserve statement as of April 30, 2020 was received and distributed to Council.

### **Administration & Taxation**

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

A Request for Decision form was submitted by the Assistant Municipal Administrator regarding a request for a Letter of Support for the Municipal Asset Management Program (FCM).

188.20 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize administration to submit a letter for the Municipal Asset Management Program grant application. CARRIED

A Request for Decision form was submitted by the Assistant Municipal Administrator regarding the Office Re-Opening Plan.

189.20 Moved by Clr. Lawson that the office be reopened on June 1, 2020 for council meetings for council to attend. DEFEATED

190.20 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 be authorized to open the M.D. of Wainwright Administration Office for June 1, 2020 on the condition all safety procedures outlined in the attached plan are satisfied. CARRIED

A Request for Decision form was submitted by the Assistant Municipal Administrator regarding the Greenshields Train Whistle.

191.20 Moved by Clr. Valleau that the Municipal District of Wainwright No. 61 have administration to bring forward information, including estimated costs required for the cessation of a train whistle to a future council meeting. CARRIED

A Request for Decision form was submitted by the Tax Clerk regarding the 2020 Tax Sale date and time.

192.20 Moved by Clr. Wilkinson that the Tax Sale date be scheduled for June 16<sup>th</sup>, 2020 at 11:00 a.m. in the Council Chambers if necessary. CARRIED

A copy of a letter from the Clear Lake Watershed Association thanking council for support was received and distributed to Council.

A copy of a letter from BRAED regarding membership fees was received and distributed to Council.

A copy of a letter from Come By the Hills Music Festival regarding the cancellation of 2020's Festival was received and distributed to Council.

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

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

#### **Municipal Property**

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

#### **Environment**

**Bylaws**

Bylaw No. 1659 – 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 a portion of NW 6-44-6 W4M from Agricultural District to Country Residential District.

193.20 Moved by Clr. Valleau that Bylaw No. 1659 pass the second reading. CARRIED

194.20 Moved by Clr. Cummins that Bylaw No. 1659 pass the third reading. CARRIED

Bylaw No. 1661 – A Bylaw of the Municipal District of Wainwright No. 61, in the Province of Alberta to authorize certain penalties on Current and Arrears of Taxes.

195.20 Moved by Clr. Buck that Bylaw No. 1661 pass the first reading. CARRIED

196.20 Moved by Clr. Wilkinson that Bylaw No. 1661 pass the second reading. CARRIED

197.20 Moved by Clr. Valleau that Bylaw No. 1661 proceed to the third reading at this meeting. CARRIED UNANIMOUSLY

198.20 Moved by Clr. Cummins that Bylaw No. 1661 pass the third and final reading. CARRIED

**Development**

The Development Officer, Kim Christensen attended the meeting virtually to report to Council on the activities of the Development Department for the past month.

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

A copy of the May 11<sup>th</sup>, 2020 MPC meeting minutes was received and distributed to Council.

A Request for Decision form was submitted by the Development Officer regarding a request for a grazing lease for 1.79 acres at SE 6-44-4 W4M.

200.20 Moved by Clr. Andersen that the Municipal District of Wainwright No. 61 be authorized to enter into a grazing lease for SE 6-44-4 W4M with a term of May 19<sup>th</sup>, 2020 to March 31<sup>st</sup>, 2024. DEFEATED

A Request for Decision form was submitted by the Development Officer in regards to Repsol surface lease renewals – 728566, 728567, 728575, 728570, 728571, 728573, 728775, 728776 & 729245 – Sections 7&12-43-2 W4M.

201.20 Moved by Clr. Buck that the Municipal District of Wainwright No. 61 authorize the Development Officer to send the request for annual compensation review for Surface Lease Agreement 728566, 728567, 728575, 728570, 728571, 728573, 728775, 728776 & 729245 – (Sections 7&12-43-2 W4M) with Repsol to Nickerson Roberts Holinski & Mercer to deal with on our behalf. CARRIED



A Request for Decision form was submitted by the Development Officer regarding PT SW 17-44-6 W4M.

No Action.

**PAYSHEETS**

202.20 Moved by Clr. Cummins that the paysheets be approved as presented.  
CARRIED

**COMMITTEE REPORTS**

203.20 Moved by Clr. Andersen that the following Committee Reports be accepted as presented: Wainwright Seed Cleaning Plant, Edgerton Seed Cleaning Plant, Family & Community Services, Battle River Foundation, Wainwright Landfill, East Central E911, Community Health Foundation, Northern Lights Library Systems, and Wainwright Economic Development Board. CARRIED

204.20 Moved by Clr. Cummins that this meeting be adjourned at 11:49 a.m.  
CARRIED

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Reeve

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Municipal Administrator

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Assistant Municipal Administrator

(1/2 day)