



May 14, 2013

Start time : 10:00 AM

MINUTES

CALL TO ORDER

The 617th meeting of the Council of the County of St. Paul No. 19 was called to order by Reeve Steve Upham at 10:03 a.m., Tuesday, May 14, 2013 at the County Office in St. Paul, there being present the following:

Reeve Steve Upham
Councillor Glen Ockerman Division 1
Councillor Dwight Dach Division 2
Councillor Cliff Martin Division 3
Councillor Maxine Fodness Division 4
Councillor Frank Sloan Division 5
Councillor Alphonse Corbiere Division 6
Sheila Kitz CAO
Tim Mahdiuk Assistant CAO
Phyllis Corbiere Executive Assistant
Leo deMoissac Public Works Superintendent
Janice Huser St. Paul Journal
Kyle Attanasio Municipal Intern

MINUTES

Resolution #CM20130514.1001

Moved By: Councillor Alphonse Corbiere
Motion to approve the minutes of the April 9, 2013 Council Meeting as presented.

CARRIED

Resolution #CM20130514.1002

Moved By: Councillor Maxine Fodness
Motion to approve the minutes of the April 23, 2013 Special Meeting as presented.

CARRIED

**ADDITIONS TO
AGENDA AND
ACCEPTANCE
OF AGENDA**

The following additions were made to the agenda:

- 7.22 Access Road to PSE 33-58-9-W4
- 7.23 Request for Funding - Camp Whitney
- 7.24 Friends of the Fort George & Buckingham House
- 7.25 Champions for Change - Downtown Committee
- 7.26 Request for Water to New Fertilizer Plant on NW 19-60-9-W4

Resolution #CM20130514.1003

Moved By: Councillor Cliff Martin
Motion to adopt the agenda for the Regular Meeting of Council for May 14, 2013 with the above noted additions.

CARRIED

**BANK
RECONCILIATION**

Resolution #CM20130514.1004

Moved By: Councillor Glen Ockerman
Motion to adopt the Bank Reconciliation for the month of April, 2013.

CARRIED

**BRIDGE FOR
FOX
SUBDIVISION IN
HAMLET OF
MALLAIG**

Resolution #CM20130514.1005

Moved By: Councillor Frank Sloan

Motion that the Public Works Department install a culvert in the ditch along the west side of Fox Subdivision in the hamlet of Mallaig and gravel it so residents are able to use it as an access to cross the ditch.

CARRIED

**TOWN OF ELK
POINT -
TRANSFER
STATION JOINT
USE &
OPERATION
AGREEMENT**

Resolution #CM20130514.1006

Moved By: Councillor Glen Ockerman

Motion to approve the Transfer Station Joint Use and Operation Agreement with the Town of Elk Point for the Level 1 Class III Transfer Station located on SW 36-56-7-W4.

CARRIED

**LEASE NE
2-62-12-W4**

Resolution #CM20130514.1007

Moved By: Councillor Maxine Fodness

Motion to approve the amended land lease for the NE 2-62-12-W4 which includes specifications for the boundary fence and a first right of refusal (ROFR) clause.

CARRIED

Resolution #CM20130514.1008

Moved By: Councillor Dwight Dach

Motion that administration contact Sherill and Dwayne Bull to enter into a one-year lease agreement for the NE 2-62-12-W4, as they were determined to be the successful applicant at the March Council Meeting.

CARRIED

**UPDATED LAND
LEASE**

Councillor G. Ockerman left the meeting at 10:21 a.m. as he has an interest in lease land.

Resolution #CM20130514.1009

Moved By: Councillor Cliff Martin

Motion to approve the updated Annual Land Lease Agreement to include the first right of refusal clause effective for leases renewed in 2014.

CARRIED

Councillor G. Ockerman entered the meeting at 10:22 a.m.

**WASTE
COLLECTION
AGREEMENT -
SMOKY LAKE
COUNTY**

Resolution #CM20130514.1010

Moved By: Councillor Frank Sloan

Motion that Council approve the Waste Collection Agreement with Smoky Lake County to empty the three 6-cubic yard waste containers at the Mini Transfer Station located on PSE 33-59-12-W4; 7921640E prior to the long weekends from May to September inclusive, in recognition that on occasion some County of St. Paul residents dispose of their household waste at this site.

CARRIED

**ASHMONT
SANITARY
SEWER - BARRY
KUBINCHAK**

Resolution #CM20130514.1011

Moved By: Councillor Cliff Martin

That Council send a letter to the affected residents in the Hamlet of Ashmont offering the installation of the sewer line to (3 lots) Parcel 1 & 2 Plan 701HW and a portion of Parcel A Plan 3509ET in Ashmont at the resident's expense - but allow the them to set up a payment plan for the cost of the line to their property.

CARRIED

**10:30 A.M. -
PUBLIC
HEARING BYLAW
NO. 2013-01 -
MUNICIPAL
DEVELOPMENT
PLAN**

Resolution #CM20130514.1012

Moved By: Councillor Alphonse Corbiere

Motion to adjourn the meeting and proceed to public hearing scheduled for 10:30 a.m. to discuss Bylaw No. 2013-10, Municipal Development Plan.

Time: 10:35

CARRIED

Reeve Upham called the public hearing to order at 10:37 a.m. to discuss Bylaw No, 2013-10, Municipal Development Plan.

Three members of the public were in attendance along with Albert Rachynski, Surveyor and Dave Dittrick, Consultant.

Krystle Fedoretz, Planning and Development, informed Council that the public hearing has been advertised in accordance with section 606 of the M.G.A.

Krystle Fedoretz then informed Council that the purpose the public hearing is to discuss Bylaw No. 2013-10, Municipal Development Plan. She also informed Council that there are no written submissions either for or against the proposed bylaw.

Albert Rachynski spoke against the proposed maximum allowable size of a subdivision which would be 5 acres - with the setbacks as there is no room to accommodate a pump out for a septic system.

Council agreed to change the maximum parcel size for subdivision of land to 10 acres.

He also requested clarification on the fire smart requirements. Krystle Fedoretz advised that the requirements will help to prevent another Slave Lake situation and the deal more with the surroundings, not the development.

Barb Maile/ Velma Hudson

Pge. 9 - Commercial/Industrial Development - controlled by County Council. She requested clarification on non permitted buildings and whether this applies to existing businesses.

Barb Maile - Requested what happens if you have delinquent people who are not following the rules, how does Council make them comply? Krystle Fedoretz informed them of the process that the County is putting in place with respect to stop work orders.

Reeve Upham declared the Public Hearing closed at 10:55 a.m.

Resolution #CM20130514.1013

Moved By: Councillor Glen Ockerman

Motion to give second reading to Bylaw No. 2013-10, with the amendment to the size of the minimum acre subdivision.

CARRIED

Resolution #CM20130514.1014

Moved By: Councillor Frank Sloan

Motion to give third reading to Bylaw No. 2013-10.

CARRIED

**11:00 A.M. -
PUBLIC
HEARING BYLAW
NO. 2013-11 -
LAND USE
BYLAW**

Resolution #CM20130514.1015

Moved By: Councillor Cliff Martin

Motion to adjourn the meeting and proceed to public hearing scheduled for 11:00 a.m. to discuss Bylaw No. 2013-11, Land Use Bylaw.

CARRIED

Reeve Upham called the Public Hearing to order at 11:01 a.m.

Krystle Fedoretz, Planning and Development, informed Council that the Public Hearing has been advertised in accordance with section 606 of the M.G.A.

Krystle Fedoretz then informed Council that the purpose of the Public Hearing is to discuss Bylaw No, 2013-11 as it relates to adopting a new Land Use Bylaw.

Velma Hudson requested clarification on existing developments and use of

roads with heavy equipment.

Barb Mail then requested clarification on light/medium/heavy industrial development; hours of operation and noise

Albert Rachynski spoke against the minimum acre 5 acres site for a subdivision with the same concerns as the MDP, in the previous bylaw the maximum size was 20 acres..

Council agreed to change the maximum parcel size for subdivision of land to 10 acres, to accommodate residents who want to have a pump-out sewer system.

Steve Upham declared public hearing closed at 11:19 a.m.

Resolution #CM20130514.1016

Moved By: Councillor Maxine Fodness

Motion to table second and third reading on Bylaw No. 2013-11 until later during the meeting.

CARRIED

**DISASTER
FORUM 2013 -
MAY 13-16**

Resolution #CM20130514.1017

Moved By: Councillor Glen Ockerman

Motion to ratify Bryan Bespalko's attendance at the 2013 Disaster Forum from May 13-16, 2013 in Banff.

CARRIED

**PREMIER'S
PRAYER
BREAKFAST -
MAY 16**

Resolution #CM20130514.1018

Moved By: Councillor Glen Ockerman

Motion to file for information.

CARRIED

**ASSET
MANAGEMENT
COURSE - JUNE
12-14**

Resolution #CM20130514.1019

Moved By: Councillor Dwight Dach

Motion to approve Darlene Smereka and Bryan Bespalko to attend the NAMS Asset Management Workshop from June 12-14 in Red Deer.

CARRIED

**REQUEST FOR
SPONSORSHIP
FOR PROVINCIAL
TOURNAMENT**

Resolution #CM20130514.1020

Moved By: Councillor Frank Sloan

Motion to approve a \$500 grant for St. Paul Regional High School for sponsorship for attending Provincial Badminton tournament in Calgary on May 3 & 4, 2013, as per policy ADM-51.

CARRIED

**REQUEST FOR
SPONSORSHIP -
RIVERLAND
CHALLENGE**

Originated By: pcorbiere

Resolution #CM20130514.1021

Moved By: Councillor Dwight Dach

Motion to approve a \$500 grant to help offset expenses of the 6th Annual Riverland Challenge.

CARRIED

**FUNDING
REQUEST - ELK
POINT CANADA
DAY
CELEBRATIONS**

Originated By: skitz

Resolution #CM20130514.1022

Moved By: Councillor Alphonse Corbiere

Motion to approve a \$400 grant for the Elk Point Canada Celebrations.

CARRIED

**REQUEST TO
RENT
RECLAIMER -
TOWN OF TWO
HILLS**

Resolution #CM20130514.1023

Moved By: Councillor Frank Sloan

Motion to deny the request from the Town of Two Hills to rent the County's reclaimer as we have enough of our own work to do and the County also assists our urban counterparts.

CARRIED

**EVERGREEN
REGIONAL
WASTE
MANAGEMENT
SERVICES
COMMISSION**

Resolution #CM20130514.1024

Moved By: Councillor Cliff Martin

Motion to deny request from the Evergreen Regional Waste Management Services Commission for a subsidized rate of gravel and to confirm that they will be charged \$25/load.

CARRIED

**PARTNERS IN
INJURY
REDUCTION
REFUND (PIR)**

Originated By: skitz

Council was informed that the County received a rebate of \$16,076 from WCB for their successful participation in the Partners in Injury Reduction Program during 2012.

Resolution #CM20130514.1025

Moved By: Councillor Cliff Martin

Motion to file as information.

CARRIED

**LETTER FROM
COUNTY
LIBRARY BOARD**

Resolution #CM20130514.1026

Moved By: Councillor Dwight Dach

Motion to file the letter from the County Library Board thanking Council for the increased funding for 2013.

CARRIED

**DONATIONS AS
PER POLICY
PER-14**

Resolution #CM20130514.1027

Moved By: Councillor Maxine Fodness

Motion to file the list of promotional items which have been distributed by administration since January, 2013.

CARRIED

**2013 STRATEGIC
PLAN UPDATE -
1ST QUARTER**

Originated By: skitz

Resolution #CM20130514.1028

Moved By: Councillor Cliff Martin

Motion to accept the update for the First Quarter of the 2013 Strategic Plan as information.

CARRIED

**11:00 A.M. -
PUBLIC
HEARING BYLAW
NO. 2013-11 -
LAND USE
BYLAW**

Resolution #CM20130514.1029

Moved By: Councillor Frank Sloan

Motion to give second reading to Land Use Bylaw No. 2013-11, with the amendments to the minimum acre parcel size as discussed.

CARRIED

Resolution #CM20130514.1030

Moved By: Councillor Maxine Fodness

Motion to give third and final reading to Bylaw No. 2013-11.

CARRIED

**SEWAGE
DISPOSAL
CONTRACT**

Resolution #CM20130514.1031

Moved By: Councillor Frank Sloan

Motion to deny the request to enter into the Sewage Disposal Contract with Silverback Sales and instruct administration to bring information back to the public works meeting on ways to work with the volume of effluent that will be produced from the commercial work camps that are being set up in the County.

CARRIED

Reeve Upham recessed the meeting at 12:00 p.m. and reconvened the meeting at 1:05 p.m. with all members present.

Resolution #CM20130514.1032

Moved By: Councillor Maxine Fodness

Motion that Council go in camera at 1:05 p.m. to discuss a land issue.

CARRIED

Resolution #CM20130514.1033

Moved By: Councillor Frank Sloan

Motion that Council return to an open meeting at 1:06 p.m.

CARRIED

1:00 P.M. -

Resolution #CM20130514.1034

Moved By: Councillor Cliff Martin

**PUBLIC AUCTION
OF LANDS - SET
RESERVE BIDS -
IN CAMERA**

Originated By: Imeger

Motion to set the the reserve bids for the properties being offered for sale at the Public Auction of Lands, as advertised in the Alberta Gazette dated March 15, 2013 and the St. Paul Journal issue dated April 30, 2013 be as indicated below:

<u>Roll No.</u>	<u>Legal Description</u>	<u>Assessment</u>	<u>Reserve Bid</u>
11001727	Lot 25, Block 2, Plan 3909TR	31,700	28530

CARRIED

Resolution #CM20130514.1035

Moved By: Councillor Frank Sloan

Motion to appoint Reeve Upham as the auctioneer for the Public Auction of Lands scheduled for 1:30 p.m. today, May 14, 2013.

CARRIED

**BYLAW NO.
2013-12 -
BORROWING
BYLAW - FIRE
HALLS**

Resolution #CM20130514.1036

Moved By: Councillor Maxine Fodness

Motion to give first reading to Bylaw No. 2013-12, which is a long term borrowing bylaw for the fire halls in the Hamlets of Ashmont and Mallaig.

CARRIED

**BYLAW NO.
2013-13 -
BORROWING
BYLAW - PAVING
OF
SUBDIVISIONS**

Resolution #CM20130514.1037

Moved By: Councillor Maxine Fodness

Motion to give first reading to Bylaw No. 2013-13, which is a long term borrowing bylaw for the paving in acreage and lake lot subdivisions.

CARRIED

**AMENDMENT TO
BUDGET FOR
PAVING
PROJECT**

Resolution #CM20130514.1038

Moved By: Councillor Alphonse Corbiere

Motion to amend the 2013 Municipal Operational and Municipal Capital Budget to include the paving project as follows:

Operating and Capital Revenues \$41,073,737

Operating Expense \$19,942,035

Capital Expense \$21,089,158

Surplus \$ 42,545

CARRIED

**AWARD TENDER
FOR PUBLIC
WORKS
BUILDING**

Resolution #CM20130514.1039

Moved By: Councillor Maxine Fodness

Motion that Council award the tender for the retrofit to the Public Works Shop as recommended by Clark Engineering to St. Paul Foundry Ltd. for the building in the amount of \$570,000, and for the building controls to Serv-all Mechanical Services Ltd. in the amount of \$99,473.50 with the unbudgeted portion of the project to be funded by unrestricted surplus.

CARRIED

**ASHMONT
WATER
TREATMENT
PLANT**

Resolution #CM20130514.1040

Moved By: Councillor Frank Sloan

Motion that Council approve the tendering process for the Ashmont Water Treatment Plant; however the tender will only be awarded following confirmation from Alberta Transportation approving additional funding for the shortfall on the project. Any interest expense incurred from short term borrowing to fund the project until the province provides the money will also be charged back to the province.

CARRIED

**1:30 P.M. -
PUBLIC AUCTION
OF LANDS**

Originated By: skitz

At 1:30 auctioneer Reeve Upham announced that he will offer for sale by Public Auction, all parcels listed for sale in the Alberta Gazette, dated March 15, 2013 and the St. Paul Journal issue of April 30, 2013, in respect of which redemption of taxes has not been affected.

He also stated that the sale of each parcel is subject to a reserve bid, to

reservations and conditions in the existing certificate of titles and to the best of his knowledge the properties are vacant unless he indicates otherwise. He also stated that the properties with improvements do not include the sale of any contents. If any properties with improvements are sold at the public auction, the County will have 60 days from the date of the sale to remove the contents from the property. A deposit of 10% will be required with the balance payable after 60 days.

He advised that the properties are being offered for sale on an “as is” “where is” basis, and stated that the County of St. Paul No. 19 makes no representation and gives no warranty whatsoever as to the adequacy of services, soil conditions, land use zoning, buildings and development conditions, absence or presence of environmental contamination, or the ability to develop the subject land for any intended use by the purchaser.

He also indicated that the County of St. Paul No. 19 may, after the public auction, become owner of any parcel of land that is not sold at the public auction. The properties may be subject to G.S.T.

He then proceeded with the sale and disposed of each parcel as follows:

Roll No.	Legal Description	Reserve Bid	Disposition
11001727	Lot 25, Block 1, Plan 3909TR	\$28,530	No Bid No Sale

REQUEST TO LOBBY PROVINCIAL GOVERNMENT RE: SPLIT MILL RATES

Resolution #CM20130514.1041

Moved By: Councillor Frank Sloan
 Motion to appoint Councillor C. Martin and CAO Sheila Kitz to a committee with the MD of Bonnyville, County of Two Hills, County of Minburn and County of Vermilion River to lobby the Provincial Government for a non-residential mill rate split.

CARRIED

ELK POINT AIRPORT AUTHORITY

Resolution #CM20130514.1042

Moved By: Councillor Dwight Dach
 Motion to appoint Dwayne Vogel as a member-at-large to represent the County of St. Paul on the Elk Point Airport Authority.

CARRIED

ACCESS ROAD TO PSE 33-58-9-W4

Resolution #CM20130514.1043

Moved By: Councillor Frank Sloan
 Motion to approve a cost share with the landowner for the construction of the access road to PSE 33-58-9-W4, which was not completed when the subdivision was developed several years ago.

CARRIED

REQUEST FOR FUNDING - CAMP WHITNEY

Resolution #CM20130514.1044

Moved By: Councillor Dwight Dach
 Motion to provide United Church Camp Whitney with a \$20,000 donation to assist with the construction of new dorms.

CARRIED

FRIENDS OF THE FORT GEORGE & BUCKINGHAM HOUSE

Resolution #CM20130514.1045

Moved By: Councillor Dwight Dach
 Motion to approve any Councillor who is available to attend the Book Launch and Grand reopening of the newly revamped foyer of Fort George and Buckingham House Interpretive Centre on May 25, 2013.

CARRIED

CHAMPIONS FOR CHANGE - DOWNTOWN

Resolution #CM20130514.1046

Moved By: Councillor Alphonse Corbiere
 Motion to approve a \$400 donation for the St. Paul Champions for Change

COMMITTEE

Canada Day Celebrations.

CARRIED

**UTILITIES
REQUEST FOR
PROPOSED
FERTILIZER
PLANT AT**

Resolution #CM20130514.1047

Moved By: Councillor Alphonse Corbiere

Motion to table the request from Dechaine Enterprises 2011 to connect to the County utility system at their new location (NW 19-60-9-W4), until the Public Works Meeting.

CARRIED

CAO REPORT

Resolution #CM20130514.1048

Moved By: Councillor Alphonse Corbiere

Motion to receive the CAO Report as information.

CARRIED

**2:00 P.M. -
PUBLIC
HEARING - ROAD
CLOSURE -
BYLAW NO.
2013-09**

Resolution #CM20130514.1049

Moved By: Councillor Alphonse Corbiere

Motion that the meeting adjourn in order to hold a Public Hearing as scheduled for 2:00 p.m. to discuss Bylaw No. 2013-09, which is a Bylaw to close to public travel and create title to a portion of public lane lying within Block 3, Plan 1005EO, in the Hamlet of Mallaig.

CARRIED

Reeve Upham declared the public hearing open at 2:05 p.m.

Crystal St. Arnault informed Council that the Public Hearing has been advertised in accordance with section 606 of the M.G.A.

Crystal St. Arnault then informed Council that the purpose of the Public hearing is to discuss Bylaw No. 2013-09 as it relates to closing to public travel and disposing the lane within Block 3, Plan 1005EO adjacent to Lots 1,2,3,4,5,6, Block 3, Plan 1005EO

Administration did not receive any written submissions and no one was in to speak in opposition to the proposed road cancellation.

Gilbert St. Arnault spoke in favor of the proposed road cancellation as the owns the property adjacent to the lane and he will be consolidating the lane with the adjacent lots.

Reeve Upham declared the public hearing closed at 2:09 p.m.

**2:15 P.M. -
THERESA
MCQUEEN -
RANGE ROAD
103**

Theresa McQueen was admitted to the Council Room at 2:15 p.m. to discuss the destruction of Range Road 103 due to heavy hauling down that road. She presented Council with a letter that was signed by the residents living on Range Road 103 along with pictures that she took on May 8th. She stated her disappointment with the condition of the road and that the heaving hauling was allowed to continue even after the the road continued to deteriorate.

On behalf of the residents of Range Road 103, Ms. McQueen request that Council fix the road and rebuilt it with a proper grade. Theresa McQueen left the Council Room at 2:33 p.m.

**2:30 P.M. -
DARREN
SKOLARCHUK**

Darren Skolarchuk, Helen Skolarchuk and Walter Skolarchuk entered the Council room at 2:42 p.m. to discuss a land issue.

Resolution #CM20130514.1050

Moved By: Councillor Alphonse Corbiere

Motion that the meeting to in camera at 2:43 p.m.

CARRIED

Resolution #CM20130514.1051

Moved By: Councillor Alphonse Corbiere

Motion that Council return to an open meeting at 2:57 p.m..

CARRIED

**2:45 P.M. -
DANNY
NYCHYPORUK**

Danny Nychyporuk was admitted to the Council room at 2:58 p.m. to discuss a land issue.

Resolution #CM20130514.1052

Moved By: Councillor Glen Ockerman

Motion that Council go in camera at 2:58 p.m. to discuss a land issue.

CARRIED

Resolution #CM20130514.1053

Moved By: Councillor Alphonse Corbiere

Motion that Council return to an open meeting at 4:48 p.m.

CARRIED

Resolution #CM20130514.1054

Moved By: Councillor Cliff Martin

Motion to enter into a contract with the occupant of Lots 1-4, Block 2, Plan 4950EO to make monthly payments of \$400 for the property taxes until such time as they are paid in full.

CARRIED

Resolution #CM20130514.1055

Motion by Councillor Frank Sloan that the County enter into an agreement with the tenant of Plan 8722874, Lot 1 to pay \$5,330.16, which represents the back taxes on the mobile home located on that property, and also request that the tenant pay \$1,200 of his monthly rent directly to the County of St. Paul to be applied to the property taxes, as per section 416 of the M.G.A.

Councillor Glen Ockerman requested a recorded vote.

Votes:

In Favour: Councillor Alphonse Corbiere, Councillor Cliff Martin, Councillor Dwight Dach, Councillor Frank Sloan, Councillor Maxine Fodness, Reeve Steve Upham

Opposed: Councillor Glen Ockerman

DEFEATED

**IN CAMERA
ITEMS**

Resolution #CM20130514.1056

Moved By: Councillor Dwight Dach

Motion that administration work with the RCMP to address the parties at the Boat Launch at Lac St. Cyr.

CARRIED

**ELK POINT
AIRPORT**

Councillor Glen Ockerman informed Council that the Provincial Government will fund the overlay at the Elk Point Airport.

**LISTING OF
ACCOUNTS
PAYABLE**

Resolution #CM20130514.1057

Moved By: Councillor Alphonse Corbiere

Motion to file the listing of Accounts Payable for the month of May, 2013 as circulated:

<u>Batch</u>	<u>Cheque Date</u>	<u>Cheque Nos.</u>	<u>Batch Amount</u>
16848	April 3, 2013	16947-17004	\$297,799.58
16867	April 10, 2013	17005-17065	\$182,832.88
16881	April 19, 2013	17066-17120	\$372,406.31
16892	April 30, 2013	17121-17179	\$161,271.46

CARRIED

COUNCIL FEES

Resolution #CM20130514.1058

Moved By: Councillor Frank Sloan

Motion to approve the Council Fees for the Month of April, 2013 as circulated.

CARRIED

**BUDGET TO
ACTUAL**

Resolution #CM20130514.1059

Moved By: Councillor Maxine Fodness

Motion to approve the budget to actual as of April 30, 2013.

CARRIED

ADJOURNMENT

Business on the agenda being concluded, Chairman S. Upham adjourned the meeting. Time: 5:00 p.m.

These minutes approved this 11th day of June, 2013.

Reeve

Chief Administrative Officer