Minutes of the Lac La Biche County Council meeting held on January 27, 2009.

CALL TO ORDER  Mayor Peter Kirylchuk called the meeting to order at 3:30 p.m.

PRESENT  Peter Kirylchuk  Mayor
Phil Lane  Councillor
Dave Lozinski  Councillor
Greg Bochkarev  Councillor
Terry Colosimo  Councillor
Heather Stromquist  Councillor
Gordon Coutney  Councillor
Cecilia Quist  Deputy Mayor/Councillor
Duane Coleman  Chief Administrative Officer
Barry Kolenosky  Director, Community Services
Rodney Boyko  Director, Corporate Services
Ed Mazurek  Director, Infrastructure Services
Lucien Cloutier  County Clerk

ABSENT  Eugene Uganecz  Councillor

ADDITIONS TO AGENDA  Council reviewed the agenda and made the following amendments:

Additions:

7.2  John Panchuk Letter;
7.3  Marg Makowichuk Letter;
10.2  Multiplex Fundraising.

Deletions:

11.5  RFD - Bylaw 09-005 – Rezoning – Olson, Leonie (Owner); Pt. of SE ¼ 26-68-16-W4M from AG to CR – 1st reading.
ADOPTION OF AGENDA 09.017  Motion by Councillor Quist to approve the January 27, 2009 agenda as amended.  
CARRIED UNANIMOUSLY

ADOPTION OF MINUTES 3.1  Regular Council Meeting January 13, 2009

09.018  Motion by Councillor Stromquist to adopt the Regular Council Meeting minutes of January 13, 2009 as circulated.  
CARRIED UNANIMOUSLY

DELEGATIONS/ PUBLIC HEARINGS:

5.1  Presentation to Don Benson;

Mayor Kirylchuk read aloud an article from the Lac La Biche Post regarding Don Benson. Mayor Kirylchuk gave Don Benson a gift for his long years of service.

CORPORATE SERVICES 7.1  RFD - Lac La Biche County’s Statement of Financial Activities;

09.019  Motion by Councillor Lane that Lac La Biche County Council accepts the November 2008 Statements of Financial Activities and Position as information.  
CARRIED UNANIMOUSLY

7.2  John Panchuk Letter;

Councillor Lane read aloud a letter from John Panchuk regarding seniors living in the hamlet of Lac La Biche.

09.020  Motion by Councillor Lane for Administration to return to Council with resolutions to the issues raised in John Panchuk’s letter.  
CARRIED UNANIMOUSLY

7.3  Marg Makowichuk Letter;

Councillor Lane read aloud a letter from Marg Makowichuk regarding the possible cancellation of the paratransit bus.

Motion by Councillor Lane for Administration to send a letter thanking Ms. Makowichuk for her letter and to inform her Council is looking at continuing with the use of the paratransit bus.

CARRIED UNANIMOUSLY

DELEGATIONS/
PUBLIC
HEARINGS:

5.2 Public Hearing – Bylaw 08-055 – Rezoning – Langevin, Ovide & Yvette; Plan 8323ET, Blk 17, Lot 6 & W ½ of Lot 7 from R3 Residential District - Multi-family to Direct Control District (DC1);

Mayor Kirylchuk declared the public hearing open at 3:45 p.m.

Mayor Kirylchuk asked the County Clerk to confirm whether or not the public hearing was advertised and notice was provided in accordance with the applicable legislation. The County Clerk advised that this was the case.

The County Clerk summarized the purpose of the hearing.

Mayor Kirylchuk asked the County Clerk if any written submissions were received. The County Clerk advised that no written submissions were received.

Mayor Kirylchuk asked if there was anyone wishing to speak to the proposed bylaw. Ovide Langevin was present to answer any questions or concerns. No one else was present to speak.

Mayor Kirylchuk declared the public hearing closed at 3:47 p.m.

COMMUNITY
SERVICES

8.1 RFD - Appointment of a New Fire Chief for the Rich Lake Fire District;

Motion by Councillor Lane that County Council appoints Dave Evans as the Fire Chief for the Rich Lake Fire District.

CARRIED UNANIMOUSLY

8.2 RFD - Development Agreement – Plan 0740019, Blk 1, Lot 1 and Pt. of SW ¼ 2-67-14-W4M; 668040 Alberta Ltd.; Rural Industrial; Subdivision File 2008-S-031;

Councillor Colosimo declared a conflict of interest because the engineering for this agreement was performed by Councillor Colosimo. Councillor Colosimo left Council Chambers at 3:46 p.m.
09.023 Motion by Councillor Bochkarev that Lac La Biche County enter into a Development Agreement with 668040 Alberta Ltd., as attached to and forming part of these minutes, regarding Subdivision File # 2008-S-031.

CARRIED UNANIMOUSLY

Councillor Colosimo returned to Council Chambers at 3:52 p.m.

8.3 RFD - Development Agreement – Plan 8122632, Lot 1; Gauthier, Melvin and Elaine; The Woods Subdivision; Subdivision File 2006-S-054;

09.024 Motion by Councillor Coutney that Lac La Biche County enter into a Development Agreement with Melvin and Elaine Gauthier, as attached to and forming part of these minutes, regarding Subdivision File # 2006-S-054.

CARRIED UNANIMOUSLY

8.4 RFD - Policy CM-23-003 - Firefighters Recognition Policy;

09.025 Motion by Councillor Lane to approve Firefighters Recognition Policy CM-23-003, as attached to and forming part of these minutes, and rescinds Firefighter Recognition Policy PS-018.

CARRIED UNANIMOUSLY

8.5 RFD - Policy CM-23-004 – Volunteer Firefighters Travel and Subsistence Policy;

09.026 Motion by Councillor Stromquist that County Council approves Volunteer Firefighters Travel and Subsistence Policy CM-23-004, as attached to and forming part of these minutes, and rescinds Volunteer Firefighters Travel and Subsistence Policy PS-019.

CARRIED UNANIMOUSLY

8.6 RFD - Policy CM-23-005 – Volunteer Firefighters Remuneration Policy;

09.027 Motion by Councillor Quist to approve Volunteer Firefighters Remuneration Policy CM-23-005, as attached to and forming part of these minutes, and rescinds Volunteer Firefighter Remuneration Policy PS-020.

CARRIED UNANIMOUSLY

8.7 RFD - Policy CM-23-006 - Hiring Equipment Extinguisher or Control Fires Policy;
Councillor Bochkarev declared a conflict of interest because his company works on day labour jobs for Lac La Biche County occasionally. Councillor Bochkarev left Council Chambers at 3:55 p.m.

09.028 Motion by Councillor Lane to approve Hiring Equipment Extinguisher or Control Fires Policy CM-23-006, as attached to and forming part of these minutes, and rescinds Hiring Equipment Extinguisher or Control Fires Policy PS-009.

CARRIED UNANIMOUSLY

Councillor Bochkarev returned to Council Chambers at 3:56 p.m.

8.8 RFD - Policy CM-26-001 – Community Peace Officer Operating Policy and Manual;

09.029 Motion by Councillor Stromquist that County Council approves the Community Peace Officer Operating Procedures Policy CM-26-001, as attached to and forming part of these minutes, and rescinds Community Peace Officer Operational Procedures Policy PS-010.

CARRIED UNANIMOUSLY

8.9 RFD - Policy CM-62-004 – Pesticide Inventory Control Policy;

09.030 Motion by Councillor Quist that County Council approve the draft Pesticide Inventory Control Policy CM-62-004, as attached to and forming part of these minutes, and rescinds Pesticide Inventory Control Policy PS-004.

CARRIED UNANIMOUSLY

8.10 RFD - Policy CM-72-002 – Community Social Services Grant Policy;

09.031 Motion by Councillor Quist that County Council approves Community Social Services Grant Policy CM-72-002, as attached to and forming part of these minutes.

CARRIED UNANIMOUSLY

DELEGATIONS/
PUBLIC
HEARINGS:

5.3 Macor Holding Ltd. – Waste to Energy System – Norman Charest & Lorne Macor;

The Mayor introduced the Council members and staff to the delegation.
Jim Ireland from Prairie BioGas Ltd., Norman Charest and Lorne Macor from Macor Holding Ltd. were present.

Mr. Ireland spoke to Council about turning garbage into useful energy through a process called pyrolysis. Mr. Ireland explained that pyrolysis is the breakdown of organic substances in the absence of oxygen through the application of heat and it is the exact opposite of combustion. Mr. Ireland informed Council that the quality of oil produced by this system is better than other systems.

The delegation was continued after the Public Hearing 5.4.

5.4 Public Hearing – Bylaw 08-072 - Rezoning - Langevin, Marjorie; Pt. NW ¼ 11-67-13-W4M from AG to On-Site Estate Residential 2 (OE2);

Mayor Kirylchuk declared the public hearing open at 4:31 p.m.

Mayor Kirylchuk asked the County Clerk to confirm whether or not the public hearing was advertised and notice was provided in accordance with the applicable legislation. The County Clerk advised that this was the case.

The County Clerk summarized the purpose of the hearing.

Mayor Kirylchuk asked the County Clerk if any written submissions were received. The County Clerk advised that no written submissions were received.

Mayor Kirylchuk asked if there was anyone wishing to speak to the proposed bylaw. No one was present to speak.

Mayor Kirylchuk declared the public hearing closed at 4:33 p.m.

5.3 Macor Holding Ltd. – Waste to Energy System – Norman Charest & Lorne Macor (cont’d);

Mr. Ireland spoke to Council about using Lac La Biche County’s waste to run their Carbonizer apparatus.

Mayor Kirylchuk thanked the delegation for their presentation.

RECESS Mayor Kirylchuk called a recess at 4:45 p.m.

RECONVENE Mayor Kirylchuk reconvened the meeting at 4:52 p.m., with all individuals previously listed in attendance.
DELEGATIONS/
PUBLIC
HEARINGS:

5.5 Petrobank Energy & Resources Ltd. – Update on Projects – Vic Toutant;

The Mayor introduced the Council members and staff to the delegation.

Vic Toutant, Kevin Mackenzie and John Vinette from Petrobank Energy & Resources Ltd. were present.

Mr. Toutant spoke to Council about the THAI process (toe to heel air injection) currently being used near Conklin. Mr. Toutant informed Council that this is a leading edge technology to remove oil from the ground and produces 50% less green house gases then other processes.

Mayor Kirylchuk thanked the delegation for their presentation.

5.6 Chris McCullough – Proposed Multiplex;

The Mayor introduced the Council members and staff to the delegation.

Ms. Chris McCullough spoke to Council regarding the proposed multiplex. Ms. McCullough was of the opinion that the proposed multiplex will improve the quality of life for residents of Lac La Biche County. Ms. McCullough would like the multiplex to proceed forward and encouraged all residents to vote on the issue.

Mayor Kirylchuk thanked the delegation for her presentation.

RECESS
Mayor Kirylchuk called a recess at 5:37 p.m.

RECONVENE
Mayor Kirylchuk reconvened the meeting at 5:42 p.m., with all individuals previously listed in attendance.

DISPOSITION OF
DELEGATION
BUSINESS

6.1 Macor Holding Ltd.;

09.032 Motion by Councillor Quist to send a letter of thanks to Macor Holding Ltd. for their presentation to Council and to complement them on their innovative idea and to advise that the County will review and consider the concept provided in their presentation.

CARRIED UNANIMOUSLY
6.2 Petrobank Energy & Resources Ltd.;

09.033 Motion by Councillor Stromquist to send a letter of thanks to Petrobank Energy & Resources Ltd. for their presentation to Council and to wish them luck with their testing and to congratulate them for their innovation.

CARRIED UNANIMOUSLY

6.3 Chris McCullough;

09.034 Motion by Councillor Coutney to send a letter of thanks to Chris McCullough for her presentation to Council.

CARRIED UNANIMOUSLY

INFRASTRUCTURE SERVICES

9.1 RFD - Policy AC-12-005 – Health & Safety Policy;

09.035 Motion by Councillor Bochkarev that Lac La Biche County Council approves the Health & Safety Policy AC-12-005, as attached to and forming part of these minutes, and to repeal Lakeland policy AC-010 and Town of Lac La Biche policy 11-007.

CARRIED UNANIMOUSLY

GENERAL ADMIN

10.1 RFD - Vote of the Electors – Proposed Lac La Biche County Bylaw 08-071;

09.036 Motion by Councillor Lane to authorize a Vote of the Electors, pursuant to the provisions of the Local Authorities Election Act and the Municipal Government Act, on Monday, March 2, 2009, pertaining to proposed Lac La Biche County Bylaw 08-071.

CARRIED UNANIMOUSLY

09.037 Motion by Councillor Quist to appoint Mr. Lucien Cloutier, County Clerk as the Returning Officer for the March 2, 2009 Vote of the Electors.

CARRIED UNANIMOUSLY
Motion by Councillor Stromquist to approve the following wording for the question on the ballot for the March 2, 2009 Vote of the Electors:

“Do you support the approval of Borrowing Bylaw No. 08-071 being a bylaw of Lac La Biche County to authorize the borrowing by the County of up to $48 million for the purpose of building a Multiplex Recreational/Educational Facility?”

In Favour
- Mayor Kirylchuk
- Councillor Lane
- Councillor Colosimo
- Councillor Stromquist
- Councillor Coutney
- Councillor Quist

Opposed
- Councillor Bochkarev
- Councillor Lozinski

CARRIED

Motion by Councillor Coutney to approve holding an advance vote on Saturday, February 21, 2009 from 10:00 a.m. to 4:00 p.m. at Lac La Biche County Centre.

CARRIED UNANIMOUSLY

Motion by Councillor Quist that all costs pertaining to the Vote of the Electors regarding proposed Bylaw 08-071 come from the contingency account # 2-762-12-00-00 and that the actual cost of the vote of the electors be made available to the public.

The Chairman called Councillor Colosimo out of order for using unparliamentarily language. The Chairman expelled Councillor Colosimo from the Council Chambers at 5:54 p.m. Councillor Lane challenged the ruling of the chair.
Motion by Councillor Lane to appeal the decision of the Chair to expel Councillor Colosimo from the Council Chambers and to call for a vote from the Council as to whether or not to sustain the Chair’s ruling.

Those in favor of sustaining the Chair’s ruling:

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<tr>
<th>In Favour</th>
<th>Opposed</th>
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<tr>
<td>Mayor Kirylchuk</td>
<td>Councillor Lane</td>
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<td>Councillor Lozinski</td>
<td>Councillor Stromquist</td>
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<td>Councillor Bochkarev</td>
<td>Councillor Coutney</td>
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<td>Councillor Quist</td>
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DEFEATED

As the ruling of the Chair was overturned, Councillor Colosimo was allowed to return to the Council Chambers at 6:00 p.m.

RECESS

The Chairman called a recess at 6:00 p.m.

RECONVENE

The Chairman reconvened the meeting at 6:02 p.m., with all individuals previously listed in attendance.

Councillor Colosimo apologized to the Chairman, members of Council and all present for his use of unparliamentarily language. The Chairman accepted Councillor Colosimo’s apology.

GENERAL ADMIN

Vote on motion # 09.040:

09.040 Motion by Councillor Quist that all costs pertaining to the Vote of the Electors regarding proposed Bylaw 08-071 come from the contingency account # 2-762-12-00-00 and that the actual cost of the vote of the electors be made available to the public.

CARRIED UNANIMOUSLY

10.2 Multiplex Fundraising;

Councillor Lozinski inquired as to whether or not Councillor Lane’s adult interdependent partner was hired by Lac La Biche County. The Chief Administrative Officer informed Council that Ms. Jane Palmer is not working for Lac La Biche County but Lac La Biche County is working with Community Futures to help with multiplex communications. A sequesting agreement is currently being negotiated for Ms. Palmer’s services.
BYLAWS

11.1 RFD - Bylaw # 08-022 – Rezoning – Taha, Yussif and Heyam; Lot 1, Blk 1, Plan 0722783 from AG to HWC – 2nd & 3rd readings;

09.042 Motion by Councillor Lane that Bylaw 08-022 be given second reading this 27th day of January, 2009.

CARRIED UNANIMOUSLY

09.043 Motion by Councillor Quist that Bylaw 08-022 be given third reading this 27th day of January, 2009.

CARRIED UNANIMOUSLY

11.2 RFD - Bylaw # 08-059 – Rezoning – Lac La Biche County; Pt. of SW 18-65-11-W4M from AG to CR – 2nd & 3rd readings;

09.044 Motion by Councillor Stromquist that Bylaw 08-059 be given second reading this 27th day of January, 2009.

CARRIED UNANIMOUSLY

09.045 Motion by Councillor Bochkarev that Bylaw 08-059 be given third reading this 27th day of January, 2009.

CARRIED UNANIMOUSLY

11.3 RFD - Bylaw 08-073 – Rezoning – Lac La Biche County; Pt. of River Lot 66 of Lac La Biche Settlement from Institutional District (I) to Direct Control District 2 (DC2) – 2nd & 3rd readings;

09.046 Motion by Councillor Stromquist that Bylaw 08-073 be given second reading this 27th day of January, 2009.

In Favour
Mayor Kirylchuk
Councillor Lane
Councillor Bochkarev
Councillor Colosimo
Councillor Stromquist
Councillor Coutney
Councillor Quist

Opposed
Councillor Lozinski

CARRIED
Motion by Councillor Coutney that Bylaw 08-073 be given third reading this 27th day of January, 2009.

- In Favour: Mayor Kirylchuk, Councillor Lane, Councillor Bochkarev, Councillor Colosimo, Councillor Stromquist, Councillor Coutney, Councillor Quist
- Opposed: Councillor Lozinski

CARRIED

11.4 RFD - Bylaw 09-001 – Agricultural Service Board Bylaw – 1st, 2nd & 3rd readings;

Motion by Councillor Lane that Bylaw 09-001 be given first reading this 27th day of January, 2009.

CARRIED UNANIMOUSLY

Motion by Councillor Stromquist that Bylaw 09-001 be given second reading this 27th day of January, 2009.

CARRIED UNANIMOUSLY

Motion by Councillor Bochkarev that Bylaw 09-001 be submitted for third and final reading this 27th day of January, 2009.

CARRIED UNANIMOUSLY

Motion by Councillor Quist that Bylaw 09-001 be given third reading this 27th day of January, 2009.

CARRIED UNANIMOUSLY

11.5 RFD - Bylaw 09-005 – Rezoning – Olson, Leonie (Owner); Pt. of SE ¼ 26-68-16-W4M from AG to CR – 1st reading;

This item was deleted from the agenda.
ADJOURNMENT 09.052 Motion by Councillor Quist to adjourn the Regular Council meeting of January 27, 2009 at 6:09 p.m.

CARRIED UNANIMOUSLY

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Peter Kirylchuk, Mayor

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Duane L. Coleman, CLGM
Chief Administrative Officer