

**LAC LA BICHE COUNTY
REGULAR COUNCIL MEETING
LAC LA BICHE**

November 9, 2010 – 1:30p.m.

MINUTES OF November 9, 2010 Minutes of the Lac La Biche County Council meeting held on November 9, 2010.

CALL TO ORDER Mayor Peter Kirylchuk called the meeting to order at 1:30 p.m.

PRESENT	Peter Kirylchuk	Mayor
	Alvin Kumpula	Councillor
	Aurel Langevin	Deputy Mayor/Councillor
	Guy Piquette	Councillor
	Eugene Uganez	Councillor
	MJ Siebold	Councillor
	Tim Thompson	Councillor
	Gail Broadbent	Councillor
	John Nowak	Councillor (Entered at 1:39 p.m.)
	Duane Coleman	Chief Administrative Officer
	Barry Kolenosky	Director, Planning and Infrastructure Services
	Rodney Boyko	Director, Corporate Services
	Maurice Brousseau	Director, Community Services
	Lucien Cloutier	Manager, Legislative and Information Services

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

Additions:

10.1 – Financial Statements;
13.1 – Legal Issues.

ADOPTION OF AGENDA 10.378 Motion by Councillor Kumpula to approve the November 9, 2010 agenda as amended.

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES 3.1 Regular Council Meeting
September 14, 2010

10.379 Motion by Councillor Piquette to adopt the Regular Council Meeting minutes of September 14, 2010 as circulated.

CARRIED UNANIMOUSLY

3.2 Special Council Meeting
September 29, 2010

10.380 Motion by Councillor Uganecz to adopt the Special Council Meeting minutes of September 29, 2010 as circulated.

CARRIED UNANIMOUSLY

3.3 Organizational Meeting
October 26, 2010

It was noted that Councillor Langevin voted in favour of motion 10.342.

10.381 Motion by Councillor Langevin to adopt the Organizational Meeting minutes of October 26, 2010 as amended.

CARRIED UNANIMOUSLY

3.4 Special Council Meeting
October 28, 2010

10.382 Motion by Councillor Siebold to adopt the Special Council Meeting minutes of October 28, 2010 as circulated.

CARRIED UNANIMOUSLY

**DELEGATIONS/
PUBLIC
HEARINGS**

5.1 Tammy Fyith – Construction of a Chain Link Fence at P.U.L. Lot 24, Block 3, Plan 9221789 within the Hamlet of Beaver Lake;

Mayor Kirylchuk introduced Members of Council and Staff to the delegation.

Tammy Fyith was present to appeal the motion made at the August 24, 2010 Regular Council meeting regarding the construction of a chain link fence at P.U.L. Lot 24, Block 3 Plan 9221789. Ms. Fyith stated that she has owned Lot 25, adjacent to the P.U.L. for the past seven (7) years and that in May of 2010 she commenced construction a new residence on her lot. Ms. Fyith stated that while undergoing construction the P.U.L. was blocked for public access, however she allowed residents to cross her property to access the lake on a temporary basis. Ms. Fyith noted that her request to purchase the P.U.L was denied and that she was

instructed to construct a barricade fence. Ms. Fyith indicated that the P.U.L. is now cleared of construction materials and is safe for public access.

Councillor Nowak entered Council Chambers at 1:39 p.m.

Ms. Fyith stated that her intent is not to claim the P.U.L. as her own, however she will continue to maintain the lot by mowing the grass. Ms. Fyith stated that she would like to see a bit of patience from the County and the neighbours, and further that it is not necessary to resolve a temporary situation with a permanent solution.

Mayor Kirylchuk thanked Ms. Fyith for her presentation.

CORPORATE SERVICES

7.1 RFD - Rotating Meeting Schedule;

10.383 Motion by Councillor Piquette to hold Regular Council meetings in 2011 on the following dates, at the following locations:

- January 24, 2011 Plamondon Community Centre
- March 22, 2011 Rich Lake Community Centre
- May 24, 2011 Owl River Community Centre
- July 12, 2011 Hylo Community Centre
- September 27, 2011 Craigend Community Centre
- November 22, 2011 County Centre Council Chamber

And further that all the above Council meetings start at 7:00 p.m.

In Favour

**Mayor Kirylchuk
Councillor Kumpula
Councillor Langevin
Councillor Piquette
Councillor Uganez
Councillor Siebold
Councillor Thompson
Councillor Broadbent**

Opposed

Councillor Nowak

CARRIED

7.2 RFD - Proclamation – Restorative Justice Week;

10.384 Motion by Councillor Kumpula that County Council proclaims November 14-21, 2010 as Restorative Justice Week in Lac La Biche County.

CARRIED UNANIMOUSLY

7.3 RFD - Review of Cancelled Council Meetings – November 23, 2010 and December 28, 2010;

10.385 Motion by Councillor Nowak to hold a Regular Council meeting on November 23, 2010 at 1:30 p.m. at the County Council Chambers.

In Favour
Councillor Uganecz
Councillor Thompson

Opposed
Mayor Kirylchuk
Councillor Kumpula
Councillor Langevin
Councillor Piquette
Councillor Siebold
Councillor Broadbent
Councillor Nowak

DEFEATED

10.386 Motion by Councillor Kumpula to hold a Regular Council meeting on November 30, 2010 at 1:30 p.m. at the County Council Chambers.

In Favour
Mayor Kirylchuk
Councillor Kumpula
Councillor Langevin
Councillor Piquette
Councillor Uganecz
Councillor Siebold
Councillor Thompson
Councillor Broadbent

Opposed
Councillor Nowak

CARRIED

10.387 Motion by Councillor Nowak to hold a Strategic Session following the November 30, 2010 Council meeting.

CARRIED UNANIMOUSLY

RECESS

Mayor Kirylchuk called a recess at 2:08 p.m.

RECONVENE

Mayor Kirylchuk reconvened the meeting at 2:15 p.m., with all those individuals previously listed in attendance.

**DELEGATIONS/
PUBLIC
HEARINGS**

5.2 Kerry Archibald – P.U.L. Lot 24, Block 3, Plan 9221789 within the Hamlet of Beaver Lake;

Mayor Kirylchuk introduced Members of Council and Staff to the delegation.

Kerry Archibald was present to discuss the Fyith's use of P.U.L Lot 24, Block 3, Plan 9221789 and the loss of public access to the lake through the P.U.L. Mr. Archibald stated that the residents of the Hamlet of Beaver Lake submitted a petition to the County regarding this matter. Mr. Archibald stated that this P.U.L. is a vital access to the lake for the community. Mr. Archibald stated that constructing a fence may eliminate future violations in this regard.

Mayor Kirylchuk thanked Mr. Archibald for his presentation.

RECESS

Mayor Kirylchuk called a recess at 2:39 p.m.

RECONVENE

Mayor Kirylchuk reconvened the meeting at 2:45 p.m., with all those individuals previously listed in attendance.

**DELEGATIONS/
PUBLIC
HEARINGS**

5.3 Roy Worthington – Land Issue at E ½ 17-66-15-W4M;

Mayor Kirylchuk introduced Members of Council and Staff to the delegation.

Roy Worthington was present to represent the owners of E ½ 17-66-15 W4M, which is a half mile strip of lake front property along Kinuso Lake. Mr. Worthington stated that the assessment class of this parcel changed from farmland to residential in 2005, however the parcel is not developable as it cannot accommodate the setback requirements. Mr. Worthington stated that there are two (2) possible solutions: one being that the County trades the adjacent road allowance lands, or that the County purchases the half mile property for \$20,000 plus taxes paid. Mr. Worthington stated that it is appropriate that the County own this environmentally sensitive land.

Mayor Kirylchuk thanked Mr. Worthington for his presentation.

**CORPORATE
SERVICES**

7.4 RFD - Organizational Review Terms of Reference.

Councillor Uganecz questioned the participation of Councillor Siebold in the Organizational Review Terms of Reference discussions due to a potential pecuniary interest with her immediate family members being employed by Lac La Biche County. Mayor Kirylchuk stated that it is responsibility of the individual Council Member to declare their pecuniary interests.

- 10.388 Motion by Councillor Piquette to approve the Terms of Reference for an Organizational Review of Lac La Biche County (Organizational Effectiveness Survey), as attached to and forming part of these minutes.
- 10.389 Motion by Councillor Kumpula to amend motion 10.388 to state that the review include interviews of past employees from within the last year.

In Favour
Mayor Kirylchuk
Councillor Langevin
Councillor Piquette
Councillor Uganecz

Opposed
Councillor Kumpula
Councillor Siebold
Councillor Thompson
Councillor Broadbent
Councillor Nowak

DEFEATED

Vote on Main Motion:

- 10.388 Motion by Councillor Piquette to approve the Terms of Reference for an Organizational Review of Lac La Biche County (Organizational Effectiveness Survey), as attached to and forming part of these minutes.

In Favour
Mayor Kirylchuk
Councillor Langevin
Councillor Piquette
Councillor Uganecz

Opposed
Councillor Kumpula
Councillor Siebold
Councillor Thompson
Councillor Broadbent
Councillor Nowak

DEFEATED

Agenda item 7.4 was returned to following the delegation.

RECESS

Mayor Kirylchuk called a recess at 3:28 p.m.

RECONVENE

Mayor Kirylchuk reconvened the meeting at 3:35 p.m., with all those individuals previously listed in attendance except Councillor Kumpula and Councillor Nowak.

**DELEGATIONS/
PUBLIC
HEARINGS**

- 5.4 Brian Locher & Dan McGuigan, DCL Siemens Engineering Ltd – Engineering Services Summary.

Councillor Kumpula and Councillor Nowak entered Council Chambers at 3:36 p.m.

Mayor Kirylchuk introduced Members of Council and Staff to the delegation.

Dan McGuigan and Brian Locher, DCL Siemens Representatives were present to answer questions relating to the DCL Siemens project list.

Mr. Locher stated that DCL Siemens has worked in the Lac La Biche community since 2001 and that their role has evolved throughout the years. Mr. Locher stated that the project list includes all those projects that DCL Siemens is working on for Lac La Biche County.

Councillor Piquette left Council Chambers at 3:40 p.m.

A discussion ensued regarding the projects that DCL Siemens is working on.

Councillor Piquette returned to Council Chambers at 3:44 p.m.

Mayor Kirylchuk thanked the delegation for their presentation.

CORPORATE SERVICES

7.4 RFD - Organizational Review Terms of Reference (cont'd).

10.390 Motion by Councillor Broadbent to approve the Terms of Reference for an Organizational Review, as attached to and forming part of these minutes, with the addition of including interviews of former County employees from within the past year, with the requirement that if the consultants require employee interviews from further back that the consultants come back to County Council, and further that the Request for Proposal be submitted to Alberta Municipal Affairs.

In Favour
Mayor Kirylchuk
Councillor Kumpula
Councillor Langevin
Councillor Piquette
Councillor Siebold
Councillor Thompson
Councillor Broadbent
Councillor Nowak

Opposed
Councillor Uganecz

CARRIED

10.391 Motion by Councillor Piquette to authorize Administration to proceed with the Request for Proposal process regarding the Organizational Review.

In Favour
Mayor Kirylchuk
Councillor Kumpula
Councillor Langevin
Councillor Piquette
Councillor Uganecz
Councillor Siebold
Councillor Thompson
Councillor Broadbent

Opposed
Councillor Nowak

CARRIED

**PLANNING AND
INFRASTRUCTURE
SERVICES**

9.1 Briefing - Construction of a Chain Link Fence at Lot 24, P.U.L. Block 3, Plan 9221789 at a Cost of \$3000.00;

10.392 Motion by Councillor Kumpula to uphold motion 10.321 to construct the fence at Lot 24,PUL, Block 3 Plan 9221789 within the Hamlet of Beaver Lake.

In Favour
Mayor Kirylchuk
Councillor Kumpula
Councillor Langevin
Councillor Piquette
Councillor Uganecz
Councillor Siebold

Opposed
Councillor Thompson
Councillor Broadbent
Councillor Nowak

CARRIED

9.2 RFD - Purchase of NE 17-66-15-W4M and SE 17-66-15-W4;

10.393 Motion by Councillor Nowak to deny the request to purchase NE 17-66-15-W4M containing +/- 0.523 Ha (+/- 1.29 Acres) and SE 17-66-15-W4M containing +/- 1.167 Ha (+/- 2.88 Acres).

CARRIED UNANIMOUSLY

9.3 RFD - Cost Sharing Maintenance Agreement for La Corey North Resource Road with the MD of Bonnyville NO. 87;

10.394 Motion by Councillor Uganecz that County Council uphold the motion of 10.046 as stated “Motion by Councillor Coutney that County Council approves entering into a 10 year cost sharing agreement with the MD of Bonnyville for La Corey North Resource Road for a total of \$100,000.00 and further that year 2010 and subsequent years in the amount of \$100,000.00 per year be funded from GL Account 2-711-30-30.” As the agreement that was presented was fair and equitable to both municipalities as drafted by Lac La Biche County solicitors.

CARRIED UNANIMOUSLY

9.4 Briefing – Analysis of DCL Siemens Project Completion Dates.

10.395 Motion by Councillor Broadbent to accept this briefing as information.

CARRIED UNANIMOUSLY

BYLAWS

11.1 RFD - Bylaw 10-014 – Proposed Road Closure of Government Road Allowance – 2nd and 3rd reading.

10.396 Motion by Councillor Uganecz that Bylaw 10-014 be given second reading this 9th day of November, 2010.

CARRIED UNANIMOUSLY

10.397 Motion by Councillor Piquette that Bylaw 10-014 be given third reading this 9th day of November, 2010.

CARRIED UNANIMOUSLY

RECESS

Mayor Kirylchuk called a recess at 4:31 p.m.

RECONVENE

Mayor Kirylchuk reconvened the meeting at 4:38 p.m., with all those individuals previously listed in attendance except Councillor Kumpula.

**GENERAL
ADMINISTRATION**

10.1 Financial Statements;

Administration distributed financial information to all those present.

10.398 Motion by Councillor Broadbent to accept the financial documents as information.

CARRIED UNANIMOUSLY

Councillor Kumpula entered Council Chambers at 4:39 p.m.

10.399 Motion by Councillor Siebold to add item 10.2 Pecuniary Interest to the November 9, 2010 Regular Council meeting agenda.

CARRIED UNANIMOUSLY

10.2 Pecuniary Interest.

10.400 Motion by Councillor Siebold to instruct Administration to seek a legal opinion on a potential pecuniary interest of Councillor Siebold with respect to the Human Resources Terms of Reference.

CARRIED UNANIMOUSLY

**IN CAMERA
SESSION**

10.401 Motion by Councillor Siebold to go in camera at 4:42 p.m.

CARRIED UNANIMOUSLY

13.1 Legal Issues.

**RETURN TO
REGULAR MEETING**

10.402 Motion by Councillor Piquette to proceed with the meeting out of camera at 4:46 p.m.

CARRIED UNANIMOUSLY

**DISPOSITION OF
DELEGATION
BUSINESS**

No further action was required for the disposition of delegation business.

ADJOURNMENT 10.403

Motion by Councillor Uganecz to adjourn the Regular Council meeting of November 9, 2010 at 4:46 p.m.

CARRIED UNANIMOUSLY

Peter Kirylchuk, Mayor

**Duane L. Coleman, CLGM
Chief Administrative Officer**