

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

July 13, 2010 – 1:30 p.m.

MINUTES OF Minutes of the Lac La Biche County Council meeting held on July 13, 2010.
July 13, 2010

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

PRESENT	Peter Kirylchuk	Mayor
	Phil Lane	Councillor
	Dave Lozinski	Councillor
	Greg Bochkarev	Councillor
	Terry Colosimo	Councillor
	Heather Stromquist	Councillor
	Gordon Coutney	Councillor
	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	

ABSENT	Eugene Uganecz	Councillor
	Cecilia Quist	Deputy Mayor/Councillor

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

It was noted that agenda item 9.3 should be listed as a Briefing, not a RFD.

Additions:

13.1 – LacAlta Lodge.

Deletions:

9.6 – RFD – Scope Change – Gravel Inventory (Handout).

**ADOPTION OF
AGENDA**

10.261 Motion by Councillor Lane to approve the July 13, 2010 agenda as amended.

CARRIED UNANIMOUSLY

**ADOPTION OF
MINUTES**

3.1 Regular Council Meeting
June 22, 2010

10.262 Motion by Councillor Stromquist to adopt the Regular Council Meeting minutes of June 22, 2010 as circulated.

CARRIED UNANIMOUSLY

3.2 Special Council Meeting
July 6, 2010

Amend page 108 - Councillor Lane's report to state "Attended the Watershed Committee meeting with Aquality".

10.263 Motion by Councillor Coutney to adopt the Special Council Meeting minutes of July 6, 2010 as amended.

CARRIED UNANIMOUSLY

**CORPORATE
SERVICES**

7.1 RFD - Proclamation – Muscular Dystrophy Awareness Month;

10.264 Motion by Councillor Stromquist that County Council proclaims the month of September 2010 as Muscular Dystrophy Awareness Month in Lac La Biche County.

CARRIED UNANIMOUSLY

7.2 RFD - Assessment Review Board Appointments;

10.265 Motion by Councillor Colosimo to appoint Councillors Quist and Stromquist to the Lac La Biche County Composite Assessment Review Board.

CARRIED UNANIMOUSLY

10.266 Motion by Councillor Lane to appoint Councillors Quist and Stromquist to the Lac La Biche County Local Assessment Review Board.

CARRIED UNANIMOUSLY

7.3 RFD - Duane Young Requests for Refunds and other Various Matters;

10.267 Motion by Councillor Lane to refuse Mr. Duane Young's request for a refund of water meter charges for April 1, 2007 – December 31, 2008, for a total of \$26,775.00.

CARRIED UNANIMOUSLY

10.268 Motion by Councillor Colosimo to refuse Mr. Duane Young's request for a tax refund of \$7,365.34 for taxes paid on Roll #6613323002 for the 2004 to 2008 taxation years, inclusive.

CARRIED UNANIMOUSLY

10.269 Motion by Councillor Coutney to refuse Mr. Duane Young's request for reimbursement of legal fees related to the development on the lands legally described at Lot 3, Plan 8121193, in the amount of \$33,432.20.

10.270 Motion by Councillor Bochkarev to table motion 10.269.

In Favour
Councillor Lozinski
Councillor Bochkarev

Opposed
Mayor Kirylchuk
Councillor Lane
Councillor Colosimo
Councillor Stromquist
Councillor Coutney

DEFEATED

Vote on Main Motion:

10.269 Motion by Councillor Coutney to refuse Mr. Duane Young's request for reimbursement of legal fees related to the development on the lands legally described at Lot 3, Plan 8121193, in the amount of \$33,432.20.

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

Opposed
Councillor Lozinski
Councillor Bochkarev

CARRIED

7.4 RFD - 2nd Quarter 2010 – Financial Statements;

10.271 Motion by Councillor Lane to accept the 2010 2nd Quarter Financial Statements as information, herein attached and forming part of these minutes.

CARRIED UNANIMOUSLY

7.5 Briefing - Audit;

10.272 Motion by Councillor Lane to accept this briefing as information.

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

Opposed
Councillor Lozinski
Councillor Bochkarev

CARRIED

7.6 Briefing - Tax Preparation Incentive Plan;

10.273 Motion by Councillor Colosimo that Lac La Biche County does not pursue a tax incentive plan.

CARRIED UNANIMOUSLY

7.7 Briefing – FCM/TreeCanada Canadian Urban Forest Conference.

10.274 Motion by Councillor Lane to accept this briefing as information and further that Administration forward a letter to the Canadian Urban Forest Conference regarding Lac La Biche County's interest in applying to host the 2014 conference.

CARRIED UNANIMOUSLY

**COMMUNITY
SERVICES**

8.1 RFD - Lakeshore Walking Trail Capital Plan 2010.

10.275 Motion by Councillor Coutney that County Council approves the change in scope of work for the Lakeshore Walking Trail project in Lac La Biche Hamlet to the acquisition of land for walking trails for the use of residents of the Hamlet of Beaver Lake.

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

Opposed
Councillor Lozinski

CARRIED

**PLANNING AND
INFRASTRUCTURE
SERVICES**

9.1 RFD - Request to Purchase Lot 24 P.U.L. Block 3 Plan 9221789 (Hamlet of Beaver Lake);

10.276 Motion by Councillor Colosimo that County Council denies the request made by Darwish and Tammy Fyith to purchase Lot 24 P.U.L. Block 3 Plan 9221789 (Hamlet of Beaver Lake) and further, that Council directs Administration to require the Fyith's to remove all materials immediately off of Lot 24 P.U.L.; and enter into an agreement with the Fyith's for the temporary use of this P.U.L., subject to the Fyith's providing for a 2.5 meter unobstructed pathway to Beaver Lake by constructing a barricade fence adjacent to the construction site.

In Favour
Mayor Kirylchuk
Councillor Lane
Councillor Lozinski
Councillor Colosimo
Councillor Stromquist
Councillor Coutney

Opposed
Councillor Bochkarev

CARRIED

10.277 Motion by Councillor Colosimo that Administration bring back an RFD to the August 24th, 2010 meeting regarding the cost of constructing a fence at Lot 24 P.U.L. Block 3 Plan 9221789.

CARRIED UNANIMOUSLY

9.2 RFD - Cabin Construction at Plamondon Whitesands Resort;

10.278 Motion by Councillor Lane that Lac La Biche County grants permission to Duperron Enterprises to construct twelve (12) cabins at the Plamondon Whitesands Resort, subject to Duperron Enterprises obtaining development approval from the Lac La Biche County Development Authority.

CARRIED UNANIMOUSLY

9.3 Briefing - Decommissioning of Abandoned Water Well – Pt. NW 25-65-16 W4M;

Councillor Lozinski declared a conflict of interest, but did not state the reason for the conflict and left Council Chambers at 2:01 p.m.

Councillor Lane raised a point of order and read from section 172(1)(a) of the Municipal Government Act regarding pecuniary interest.

Councillor Lozinski returned to Council Chambers at 2:02 p.m. and participated in the discussions regarding item 9.3.

10.279 Motion by Councillor Lane to accept this briefing as information.

In Favour

Mayor Kirylchuk

Councillor Lane

Councillor Lozinski

Councillor Colosimo

Councillor Stromquist

Councillor Coutney

Opposed

Councillor Bochkarev

CARRIED

9.4 RFD - Policy PI-44-003 – Natural Gas System Operations and Maintenance Guidelines;

10.280 Motion by Councillor Lane that County Council adopts Policy No. PI-44-003, as attached to and forming part of these minutes.

CARRIED UNANIMOUSLY

RECESS

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

RECONVENE

Mayor Kirylchuk reconvened the meeting at 2:16 p.m., with all those individuals previously listed in attendance.

**DELEGATIONS/
PUBLIC
HEARINGS**

5.1 Eleanor Kneffel, Beaver River Watershed Alliance – Overview.

Mayor Kirylchuk introduced Council members and staff to the delegation.

Eleanor Kneffel, Beaver River Watershed Alliance Program Manager was present to provide Council with an overview of the Beaver River Watershed Alliance. Ms. Kneffel's presentation is attached to and forming part of these minutes.

Mayor Kirylchuk thanked Ms. Kneffel for her presentation.

RECESS

Mayor Kirylchuk called a recess at 2:47 p.m.

RECONVENE

Mayor Kirylchuk reconvened the meeting at 2:55 p.m., with all those individuals previously listed in attendance.

**DISPOSITION OF
DELEGATION
BUSINESS**

6.1 Beaver River Watershed Alliance.

10.281 Motion by Councillor Stromquist to forward a letter of thanks to the Beaver River Watershed Alliance for their presentation.

CARRIED UNANIMOUSLY

**PLANNING AND
INFRASTRUCTURE
SERVICES**

9.5 RFD - Base and Pave 107th Street at Highway 55 – Municipal Road Plan 972-2972, access the Recycling Depot;

10.282 Motion by Councillor Lane to refuse Mr. Duane Young's request to enter into an agreement for base and pave at 107th Street at Highway 55 – Municipal Road 972-2972 in 2011 and to construct the approach and pave in 2010 with Mr. Young paying 30% of the total project costs of \$189,950.50 subject to approval from Alberta Transportation.

10.283 Motion by Councillor Colosimo to table motion 10.282.

In Favour
Mayor Kirylchuk
Councillor Lane
Councillor Lozinski
Councillor Bochkarev
Councillor Colosimo
Councillor Coutney

Opposed
Councillor Stromquist

CARRIED

9.7 RFD - Tender Award – Lac La Biche West (Multiple Year Water & Sewer) (Handout).

10.284 Motion by Councillor Stromquist that County Council approves the awarding of the water and sewer contracts for Pleasant Acres, Nashim Drive, Martins Residential and Industrial subdivisions to Rulam Contracting Ltd. in the amount of \$2,442,348.31 over two years, including construction contingency and GST. Expenditures will not exceed the amount of \$2,146,800.00 for the 2010 fiscal period. The amount of \$1,431,200.00 will be included in the 2011 capital budget.

CARRIED UNANIMOUSLY

BYLAWS

11.1 RFD - Bylaw 09-037 – Land Use Bylaw – 2nd & 3rd readings;

(Councillor Lozinski was required to abstain from voting on motions 10.285 through 10.287 as he was not present at the Public Hearing for Bylaw 09-037)

10.285 Motion by Councillor Lane to amend Schedule “A” Land Use Bylaw 09-037 at follows:

- a) Addition of Section 127 – Serviced Industrial District (SI) – Land Use District.
- b) Pt. of NW 28-67-16 W4M (33.16 acres) be zoned as Country Residential (CR) and not On-Site Estate Residential 2 (OE2).
- c) Direct Control District 3 (DC3); page no. 210 Appendix A (map) should read Bylaw 09-015 instead of 06-020.
- d) Other minor changes that were made to page and section numbering throughout the document.

CARRIED UNANIMOUSLY

10.286 Motion by Councillor Stromquist that Bylaw 09-037 be given second reading this 13th day of July, 2010.

CARRIED UNANIMOUSLY

10.287 Motion by Councillor Colosimo that Bylaw 09-037 be given third reading this 13th day of July, 2010.

CARRIED UNANIMOUSLY

11.2 RFD – Bylaw 10-023 – East Lac La Biche Area Structure Plan – 2nd & 3rd readings;

10.288 Motion by Councillor Lane that Bylaw 10-023 be given second reading this 13th day of July, 2010.

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

Opposed
Councillor Lozinski
Councillor Bochkarev

CARRIED

10.289 Motion by Councillor Colosimo that Bylaw 10-023 be given third reading this 13th day of July, 2010.

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

Opposed
Councillor Lozinski
Councillor Bochkarev

CARRIED

11.3 RFD – Bylaw 10-025 – Institutional Voting – 1st, 2nd & 3rd readings;

10.290 Motion by Councillor Lane that Bylaw 10-025 be given first reading this 13th day of July, 2010.

CARRIED UNANIMOUSLY

10.291 Motion by Councillor Colosimo that Bylaw 10-025 be given second reading this 13th day of July, 2010.

CARRIED UNANIMOUSLY

- 10.292 Motion by Councillor Coutney that Bylaw 10-025 be submitted for third and final reading this 13th day of July, 2010.
CARRIED UNANIMOUSLY
- 10.293 Motion by Councillor Stromquist that Bylaw 10-025 be given third reading this 13th day of July, 2010.
CARRIED UNANIMOUSLY
- 11.4 RFD – Bylaw 10-026 – Waterworks – 1st, 2nd & 3rd readings.
- 10.294 Motion by Councillor Lane that Bylaw 10-026 be given first reading this 13th day of July, 2010.
CARRIED UNANIMOUSLY
- 10.295 Motion by Councillor Lozinski that Bylaw 10-026 be given second reading this 13th day of July, 2010.
CARRIED UNANIMOUSLY
- 10.296 Motion by Councillor Stromquist that Bylaw 10-026 be submitted for third and final reading this 13th day of July, 2010.
CARRIED UNANIMOUSLY
- 10.297 Motion by Councillor Bochkarev that Bylaw 10-026 be given third reading this 13th day of July, 2010.
CARRIED UNANIMOUSLY
- 10.298 Motion by Councillor Stromquist to approve the Schedule of Water Rates as attached to and forming part of these minutes.
CARRIED UNANIMOUSLY

**IN CAMERA
SESSION**

- 10.299 Motion by Councillor Stromquist to go in camera at 3:13 p.m.
CARRIED UNANIMOUSLY

13.1 LacAlta Lodge.

**RETURN TO
REGULAR MEETING**

- 10.300 Motion by Councillor Lane to proceed with the meeting out of camera at 3:38 p.m.
CARRIED UNANIMOUSLY

**BUSINESS ARISING OUT
OF “IN CAMERA SESSION”**

10.301 Motion by Councillor Stromquist to defer the LacAlta Lodge item to the August 24, 2010 Regular Council meeting pending the request for extension, and further that Administration seek information on the cost of demolition.

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

Opposed
Councillor Lozinski
Councillor Bochkarev

CARRIED

ADJOURNMENT 10.302 Motion by Councillor Lane to adjourn the Regular Council meeting of July 13, 2010 at 3:41 p.m.

CARRIED UNANIMOUSLY

Peter Kirylchuk, Mayor

Duane L. Coleman, CLGM
Chief Administrative Officer