

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

May 12, 2009 – 1:30 p.m.

MINUTES OF Minutes of the Lac La Biche County Council meeting held on May 12, 2009.
May 12, 2009

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
	Eugene Uganecz	Councillor
	Heather Stromquist	Councillor
	Gordon Coutney	Councillor
	Cecilia Quist	Deputy Mayor/Councillor
	Duane Coleman	Chief Administrative Officer
	Rodney Boyko	Director, Corporate Services
	Ed Mazurek	Director, Infrastructure Services
	Lucien Cloutier	County Clerk

ABSENT	Terry Colosimo	Councillor
	Barry Kolenosky	Director, Community Services

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

Additions:

- 4.4 Proposed Amendments to Chamber of Commerce Funding Arrangement;
- 10.1 Councillor Conduct;
- 13.1 Interpretive Money Negotiations;
- 13.2 Macor Holdings;
- 13.3 Personal Issue.

ADOPTION OF AGENDA	09.180	Motion by Councillor Quist to approve the May 12, 2009 agenda as amended.
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CARRIED UNANIMOUSLY

**DELEGATIONS/
PUBLIC
HEARINGS:**

5.1 RMRF – Fred Kozak;

**IN CAMERA
SESSION**

09.181 Motion by Councillor Stromquist to go in camera at 1:32 p.m.

CARRIED UNANIMOUSLY

**RETURN TO
REGULAR MEETING**

09.182 Motion by Councillor Uganecz to proceed with the meeting out of camera at 2:21 p.m.

CARRIED UNANIMOUSLY

RECESS

Mayor Kirylchuk called a recess at 2:22 p.m.

RECONVENE

Mayor Kirylchuk reconvened the meeting at 2:29 p.m., with all individuals previously listed in attendance.

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

09.183 Motion by Councillor Stromquist to proceed with the advice of Legal Counsel.

CARRIED UNANIMOUSLY

**ADOPTION OF
MINUTES**

3.1 Regular Council Meeting
April 28, 2009

09.184 Motion by Councillor Lane to adopt the Regular Council Meeting minutes of April 28, 2009 as circulated.

CARRIED UNANIMOUSLY

**UNFINISHED
BUSINESS**

4.1 RFD - Cost Sharing Maintenance Agreement for LaCorey North Resource Road with the MD of Bonnyville No. 87;

09.185 Motion by Councillor Coutney that County Council deny the request from the MD of Bonnyville No. 87 for Lac La Biche County to enter into a cost sharing agreement for LaCorey North Resource Road for \$200,000.00 per year.

In Favour
Mayor Kirylchuk
Councillor Lane
Councillor Uganecz
Councillor Stromquist
Councillor Coutney
Councillor Quist

Opposed
Councillor Lozinski
Councillor Bochkarev

CARRIED

4.2 RFD - Rescind Motion 08.634 from December 9th, 2008 Council Meeting;

Councillor Bochkarev declared a conflict of interest as this matter pertains to his personal business. Councillor Bochkarev left Council Chambers at 2:44 p.m.

09.186 Motion by Councillor Stromquist that County Council approve rescinding Motion 08.634 from the December 9th, 2008 Council Meeting “Motion by Councillor Colosimo to not allow Councillor Bochkarev’s company to be given any future work or be allowed to work or be hired to do any County work without Council’s approval first unless required for an emergency basis”.

In Favour
Mayor Kirylchuk
Councillor Lozinski
Councillor Uganecz
Councillor Stromquist
Councillor Quist

Opposed
Councillor Lane
Councillor Coutney

CARRIED

09.187 Motion by Councillor Lane that Administration prepare a summary document on a monthly basis outlining Black Oak Holdings hiring’s.

In Favour
Mayor Kirylchuk
Councillor Lane

Opposed
Councillor Lozinski
Councillor Uganecz
Councillor Stromquist
Councillor Coutney
Councillor Quist

DEFEATED

09.188 Motion by Councillor Stromquist that Councillor Bochkarev update County Council at Policy and Priorities Committee Meetings regarding the work that is being completed for the County by Black Oak Holdings until the legal resolution.

In Favour
Mayor Kirylchuk
Councillor Uganecz
Councillor Stromquist

Opposed
Councillor Lane
Councillor Lozinski
Councillor Coutney
Councillor Quist

DEFEATED

Councillor Bochkarev returned to Council Chambers at 3:11 p.m.

4.3 Notice of Motion – Councillor Lozinski – Application to Court of Queen’s Bench to Disqualify Councillor Colosimo;

09.189 Motion by Councillor Lozinski that now therefore, be it moved that County Council apply to the Alberta Court of Queen’s Bench to remove Councillor Colosimo from Council. Council may opt to obtain a further legal opinion before voting on the within motion.

09.190 Motion by Councillor Bochkarev to table motion #09.189 until County Council can obtain legal advice.

In Favour
Councillor Lozinski
Councillor Bochkarev

Opposed
Mayor Kirylchuk
Councillor Lane
Councillor Uganecz
Councillor Stromquist
Councillor Coutney
Councillor Quist

DEFEATED

Vote on Main Motion:

09.189 Motion by Councillor Lozinski that now therefore, be it moved that County Council apply to the Alberta Court of Queen’s Bench to remove Councillor Colosimo from Council. Council may opt to obtain a further legal opinion before voting on the within motion.

In Favour
Councillor Lozinski
Councillor Bochkarev

Opposed
Mayor Kirylchuk
Councillor Lane
Councillor Uganecz
Councillor Stromquist
Councillor Coutney
Councillor Quist

DEFEATED

4.4 RFD - Proposed Amendments to Chamber of Commerce Funding Arrangement.

09.190 Motion by Councillor Uganecz to lift motion 09.156 from the table that reads:

“Motion by Councillor Stromquist to approve an additional \$21,162.00 funding to the Lac La Biche Chamber of Commerce for operation of the Visitor Information Center, where the Chamber will apply for a Summer Temporary Employment Program (STEP) grant with any surplus municipal funds being provided back to the County, and further that the Chamber reports back to Council on this matter at the end of the Visitor Information season.”

CARRIED UNANIMOUSLY

09.156 Motion by Councillor Stromquist to approve an additional \$21,162.00 funding to the Lac La Biche Chamber of Commerce for operation of the Visitor Information Center, where the Chamber will apply for a Summer Temporary Employment Program (STEP) grant with any surplus municipal funds being provided back to the County, and further that the Chamber reports back to Council on this matter at the end of the Visitor Information season.

In Favour
Councillor Lane
Councillor Bochkarev
Councillor Uganecz

Opposed
Mayor Kirylchuk
Councillor Lozinski
Councillor Stromquist
Councillor Coutney
Councillor Quist

DEFEATED

09.191 Motion by Councillor Quist to approve an additional \$14,210.00 funding to Lac La Biche Chamber of Commerce for the Visitor Information Center funding.

In Favour
Mayor Kirylchuk
Councillor Lane
Councillor Lozinski
Councillor Bochkarev
Councillor Uganecz
Councillor Stromquist
Councillor Quist

Opposed
Councillor Coutney

CARRIED

RECESS Mayor Kirylchuk called a recess at 3:32 p.m.

RECONVENE Mayor Kirylchuk reconvened the meeting at 3:39 p.m., with all individuals previously listed in attendance.

CORPORATE SERVICES

7.1 RFD - Multiplex Debenture Term;

A discussion ensued regarding the Multiplex debenture term.

**DELEGATIONS/
PUBLIC HEARINGS**

5.2 Public Hearing – Bylaw # 08-056 –Rezoning – Wolstenholme, Christopher and Iona; Pt. of Lot 21, Blk 4, Plan 8920698 from CR to ES1;

Mayor Kirylchuk declared the public hearing open at 3:46 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 3:48 p.m.

**CORPORATE
SERVICES**

7.1 RFD - Multiplex Debenture Term;

09.192 Motion by Councillor Stromquist to approve a 10 year debenture term for the multiplex project.

In Favour
Mayor Kirylchuk
Councillor Lane
Councillor Uganecz
Councillor Stromquist
Councillor Coutney
Councillor Quist

Opposed
Councillor Lozinski
Councillor Bochkarev

CARRIED

7.2 RFD - 2009 Budget Adjustments;

09.193 Motion by Councillor Uganecz to authorize a budget adjustment to the 2009 budget increasing revenue in the amount of \$1,821,572.00.

CARRIED UNANIMOUSLY

09.194 Motion by Councillor Quist to authorize a budget adjustment to the 2009 budget increasing transfers to the multiplex project by \$1,821,572.00.

CARRIED UNANIMOUSLY

RECESS

Mayor Kirylchuk called a recess at 3:58 p.m.

RECONVENE

Mayor Kirylchuk reconvened the meeting at 4:00 p.m., with all individuals previously listed in attendance.

**DELEGATIONS/
PUBLIC
HEARINGS**

- 5.3 Public Hearing – Bylaw # 09-004 – Amendment – LLB Lake Management Plan Area Structure Plan Amendment to remove W ½ 23-68-14-W4M and Pt. NW ¼ 14-68-14-W4M;

Mayor Kirylchuk declared the public hearing open at 4:00 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 4:03 p.m.

**CORPORATE
SERVICES**

- 7.3 RFD - 1st Quarter 2009 – Financial Statements;

- 09.195 Motion by Councillor Lane to accept 2009 1st Quarter Financial Statements herein, as attached to and forming part of these minutes, as information.

CARRIED UNANIMOUSLY

**COMMUNITY
SERVICES**

- 8.1 RFD - Appointment of an Additional Temporary Fire Guardian to Supplement the Primary Fire Guardian;

- 09.196 Motion by Councillor Coutney to appoint Fire Chief Curtis Stuparyk as a temporary Primary Fire Guardian for the 2009 Fire Permit Season, to perform the duties and functions as set forth in the Fire Protection Bylaw 08-020, with an effective date of May 12, 2009.

CARRIED UNANIMOUSLY

8.2 RFD - Capital Funding for Portage Pool;

Councillor Stromquist declared a conflict of interest as her husband is a board member on the Portage Aquatic Association. Councillor Stromquist left Council Chambers at 4:10 p.m.

09.197 Motion by Councillor Lane that County Council approves the creation of a new agreement with Portage College and Lac La Biche County to operate the pool under Lac La Biche County Administration.

CARRIED UNANIMOUSLY

09.198 Motion by Councillor Coutney that County Council approves an increase in the capital budget from \$150,000.00 set forth in the 2009 capital grant budget to the Portage Aquatic Association to \$400,000.00 to cover critical repairs required in 2009.

CARRIED UNANIMOUSLY

Councillor Stromquist returned to Council Chambers at 4:18 p.m.

8.3 RFD – Fork Lake Campground Contracts;

09.199 Motion by Councillor Bochkarev that County Council approves the tender bid dated April 28, 2009 submitted by Dawn Onciul in the amount of \$25,300.00 from GL 2-237-0-0 which will be made in bi-weekly payments.

CARRIED UNANIMOUSLY

09.200 Motion by Councillor Uganecz that County Council approves Wilf Onciul to sell firewood directly to campsite users at the Fork Lake Campsite for the 2009 season.

CARRIED UNANIMOUSLY

8.4 RFD - Appointment of Weed Inspectors under the Weed Control Act and Lac La Biche County's Weed Control Policy for the 2009 Season;

09.201 Motion by Councillor Quist that County Council appoint Doug Richardson, Krystle Fedoretz, Sarah Gibbard and Kyle Beniuk as Weed Inspectors for 2009 to perform the duties and functions as set forth in the Weed Control Act and per Lac La Biche County Weed Control Policy CM-62-001, with an effective date of May 12, 2009, and terminating with the termination of employment.

CARRIED UNANIMOUSLY

- 8.5 RFD - Request for Additional Funds for Purchase of a Side by Side Unit;
- 09.202 Motion by Councillor Lane that County Council approves changes in specifications of the proposed Side by Side unit which will increase the purchase price by \$11,145.00.

CARRIED UNANIMOUSLY

- 8.6 RFD - Donation of ASB Rental Unit 255 – 2007 Elias Livestock Scale to the Lakeland Agricultural Research Association;

Councillor Lozinski declared a conflict of interest as he is a Producer Representative for LARA. Councillor Lozinski left Council Chambers at 4:28 p.m.

- 09.203 Motion by Councillor Quist that County Council donates unit 255, a 2007 Elais livestock scale to the Lakeland Agricultural Research Association for a value of \$6,255.00.

In Favour
Mayor Kirylchuk
Councillor Bochkarev
Councillor Uganecz
Councillor Stromquist
Councillor Coutney
Councillor Quist

Opposed
Councillor Lane

CARRIED

Councillor Lozinski returned to Council Chambers at 4:29 p.m.

- 8.7 RFD - Request to Waive Fees – Plamondon District Community Development Society;

- 09.204 Motion by Councillor Lane that County Council deny the request by the Plamondon District Community Development Society to waive the permit fees for the construction of a 22,615 sq ft Community Center at SW 2-68-16-W4M.

In Favour
Mayor Kirylchuk
Councillor Lane
Councillor Uganecz
Councillor Stromquist
Councillor Coutney
Councillor Quist

Opposed
Councillor Lozinski
Councillor Bochkarev

CARRIED

8.8 RFD - Request to Waive Fees – Rich Lake Golden Age Pioneers;

09.205 Motion by Councillor Coutney that County Council deny the request from the Rich Lake Golden Age Pioneers to waive the permit fees for the covered deck located at Lot A, Plan 9920414.

In Favour
Mayor Kirylchuk
Councillor Lane
Councillor Uganecz
Councillor Stromquist
Councillor Coutney
Councillor Quist

Opposed
Councillor Lozinski
Councillor Bochkarev

CARRIED

**GENERAL
ADMIN**

10.1 Councillor Conduct.

A discussion ensued regarding Councillor conduct.

09.206 Motion by Councillor Stromquist that Administration brings forward the draft Councillor Conduct Policy for Council's consideration at the June 2, 2009 Policy and Priorities Committee Meeting.

CARRIED UNANIMOUSLY

BYLAWS

11.1 RFD - Bylaw # 09-018 – 2009 Taxation – 1st, 2nd & 3rd readings;

09.207 Motion by Councillor Quist that Bylaw 09-018 be given first reading this 12th day of May, 2009.

CARRIED UNANIMOUSLY

09.208 Motion by Councillor Stromquist that Bylaw 09-018 be given second reading this 12th day of May, 2009.

CARRIED UNANIMOUSLY

09.209 Motion by Councillor Lane that Bylaw 09-018 be submitted for third and final reading this 12th day of May, 2009.

CARRIED UNANIMOUSLY

09.210 Motion by Councillor Uganecz that Bylaw 09-018 be given third reading this 12th day of May, 2009.

CARRIED UNANIMOUSLY

- 11.2 RFD - Bylaw # 09-008 – Rezoning – Dupras, Serge and Judy (Owner); Pt. of Lot 1, Blk 1, Plan 0522615 from AG to ES2 – 1st reading;
- 09.211 Motion by Councillor Coutney that Bylaw 09-008 be given first reading this 12th day of May, 2009.
CARRIED UNANIMOUSLY
- 11.3 RFD - Bylaw # 09-016 – Rezoning – Mountain, Ernest and Mary; Pt. of SE ¼ 22-67-16-W4M be rezoned from AG to CR – 1st reading;
- 09.212 Motion by Councillor Bochkarev that Bylaw 09-016 be given first reading this 12th day of May, 2009.
CARRIED UNANIMOUSLY
- 11.4 RFD - Bylaw # 09-017 – Amendment to Bylaw 07-002 (Procedural Bylaw) – 1st, 2nd & 3rd readings;
- 09.213 Motion by Councillor Uganecz that Bylaw 09-017 be given first reading this 12th day of May, 2009.
CARRIED UNANIMOUSLY
- 09.214 Motion by Councillor Quist that Bylaw 09-017 be given second reading this 12th day of May, 2009.
CARRIED UNANIMOUSLY
- 09.215 Motion by Councillor Stromquist that Bylaw 09-017 be submitted for third and final reading this 12th day of May, 2009.
CARRIED UNANIMOUSLY
- 09.216 Motion by Councillor Lane that Bylaw 09-017 be given third reading this 12th day of May, 2009.
CARRIED UNANIMOUSLY

RECESS

Mayor Kirylchuk called a recess at 4:43 p.m.

RECONVENE

Mayor Kirylchuk reconvened the meeting at 4:51 p.m., with all individuals previously listed in attendance.

IN CAMERA SESSION

09.217 Motion by Councillor Quist to go in camera at 4:51 p.m.

CARRIED UNANIMOUSLY

13.1 Interpretive Money Negotiations;

13.2 Macor Holdings;

Councillor Bochkarev left Council Chambers at 5:14 p.m.

Councillor Bochkarev returned to Council Chambers at 5:15 p.m.

13.3 Personal Issue;

**RETURN TO
REGULAR MEETING**

09.218 Motion by Councillor Coutney to proceed with the meeting out of camera at 5:56 p.m.

CARRIED UNANIMOUSLY

**BUSINESS ARISING OUT
OF "IN CAMERA SESSION"**

09.219 Motion by Mayor Kirylchuk that Administration coordinates a Council retreat with a facilitator to work on Councillor relationships in the near future.

Councillor Coutney left Council Chambers at 6:00 p.m.

Councillor Coutney returned to Council Chambers at 6:00 p.m.

Vote on main motion:

09.219 Motion by Mayor Kirylchuk that Administration coordinates a Council retreat with a facilitator to work on Councillor relationships in the near future.

In Favour
Mayor Kirylchuk
Councillor Lozinski
Councillor Bochkarev
Councillor Stromquist
Councillor Quist

Opposed
Councillor Lane
Councillor Uganecz
Councillor Coutney

CARRIED

ADJOURNMENT 09.220

Motion by Councillor Ugancz to adjourn the Regular Council meeting of May 12, 2009 at 6:04 p.m.

CARRIED UNANIMOUSLY

Peter Kirylchuk, Mayor

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