**MINUTES OF THE REGULAR COUNCIL MEETING OF THE MUNICIPAL DISTRICT OF BRAZEAU NO. 77, HELD IN THE M.D. ADMINISTRATION BUILDING, COUNCIL CHAMBERS IN DRAYTON VALLEY ON FRIDAY, 2001 12 14.**

**CALL TO ORDER**

Reeve B. Guyon called the meeting to order at 9:00 am.

**PRESENT**

B. Guyon, Reeve
A. Heinrich, Councillor
R. Sekura, Councillor
D. Ellis, Councillor
J. Starling, Councillor
K. Porter, Municipal Manager
K. Robinson, Recording Secretary

**OTHERS**

Lynn Oberle, Ratepayer
Randy Robb, Ratepayer

**ADDITION TO AND ADOPTION OF AGENDA**

**Addition To and Adoption of Agenda**

**738-01** Moved by J. Starling to adopt the agenda for the regular Council meeting of December 14, 2001 with the following additions:

| | | |
|---|---|---|
| 8. | u) | FCM Rights of Way Defense Fund |
| | v) | Teens In Action Youth Club Request for Funding |
| | w) | Resource Road Funding Request from the Town |
| | x) | Bylaw 406-2001 Intermunicipal Planning Commission |
| | y) | SDAB Membership |
| | z) | Graders |
| | aa) | Cost Sharing |
| 10. | | Councillor Reports - Reeve's Meeting with Municipal Affairs |
| 11. | a) | North East Slopes Integrated Resource Management Strategy meeting |

**CARRIED UNANIMOUSLY**

**ADOPTION OF MINUTES**

**Adoption of Minutes**

**739-01** Moved by A. Heinrich to adopt the minutes of the November 16, 2001 Budget Meeting amended as follows:

Page 2 should read "A discussion took place regarding tax rate increases and decreases.

**CARRIED UNANIMOUSLY**

**740-01** Moved by R. Sekura to adopt the minutes of the November 26, 2001 Regular Council Meeting amended as follows:

Page 2 - under Delegations and Appointments - add "Reeve B. Guyon asked if there were any objections to recognize Mayor Moe Hamdon from the Town of Drayton Valley." There were no objections.

Page 3 - Motion 667-01 should read-"Moved by A. Heinrich to re-advertise the new snow plowing policy and also remind the public of the transition of secondary highways."

Page 8 - Motion 682-01 should read ".....Bylaw No. 413-2001...."

Page 13 - Motion 702-01 should read "...to review confined feeding..."

Page 19 - Motion 723-01 is numbered incorrectly and should be 724-01.

**CARRIED UNANIMOUSLY**

**BUSINESS ARISING**

**Business Arising From the Minutes**

None

**EMERGENT ITEMS**

**Emergent Items**

None

**741-01** Moved by A. Heinrich to add "Fire Update" as (bb) under General Matters.

**CARRIED UNANIMOUSLY**

Luigi Scornaienchi from Telus arrived at the meeting at 9:15 am.

**FINANCE MATTERS**

**Finance Matters**

**Cash Statement and Investment Summary**

Council reviewed the report submitted.

**742-01** Moved by A. Heinrich to approve the Cash Statement and Investment Summary for October, 2001.

**CARRIED UNANIMOUSLY**

**GENERAL MATTERS**

**Municipal Library Board Bylaw**

Council reviewed the proposed Municipal Library Board Bylaw No. 414-2001, which amended the membership of the Library Board as follows: 'three (3) public-at-large members, who are residents of the Municipal District of Brazeau No. 77 and at least one member who resides east of the river'.

**743-01** Moved by D. Ellis to give 1st reading to Bylaw No. 414-2001.

**CARRIED UNANIMOUSLY**

**744-01** Moved by A. Heinrich to give 2nd reading to Bylaw 414-2001.

**CARRIED UNANIMOUSLY**

**745-01** Moved by A. Heinrich to give unanimous consent to proceed to third reading on Bylaw No. 414-2001.

**CARRIED UNANIMOUSLY**

**746-01** Moved by D. Ellis to give 3rd and final reading to Bylaw 414-2001.

**CARRIED UNANIMOUSLY**

**Procedural Bylaw Review**

Council reviewed the Procedural Bylaw No. 339-98.

A ratepayer arrived at the meeting at 9:30 am.

**747-01** Moved by R. Sekura to reword Section 10.4 that minutes record 'carried' or 'defeated' motions. Upon a vote on a matter, the names of those who vote for and those who vote against a motion shall be entered in the minutes only when a recorded vote is requested by a Councillor.

**IN FAVOUR:** B. Guyon
J. Starling
R. Sekura

**OPPOSED:** A. Heinrich
D. Ellis

**CARRIED**

**DELEGATIONS/ APPOINTMENTS**

**Delegations/Appointments**

**Telus**

Luigi Scornaienchi from Telus attended the meeting today to discuss with Council regarding high speed internet service and the options for providing the service to rural areas.
Mr. Scornaienchi stated that he would provide Council a 'roll out schedule for DSL' for areas such as Breton, Lindale, Buck Creek, Lodgepole and Cynthia, Rocky Rapids.

Reeve B. Guyon thanked Mr. Scornaienchi for his presentation.

Mr. Scornaienchi thanked Council and left the meeting at 9:55 am.

Representatives for Burlington Resources Canada arrived at the meeting at 9:45 am.

KeySpan representatives arrived at the meeting at 9:53 am.

**Burlington Resources Canada Proposed Pipeline**

Terry Gibson, Fred Purcell and Larry Tideman attended the meeting today to discuss with Council their plans to construct a pipeline through MD owned lands.

Safroni and Jean Hanas arrived at the meeting at 10:03 am.

Reeve B. Guyon thanked the Burlington delegation for their presentation.

**KeySpan Energy Canada Proposed Pipeline**

Darryl Matthies and Gene Campbell attended the meeting today to discuss their plans to install additional facilities as well as two new pipelines.

Morris and Gladys Hanas arrived at the meeting at 10:10 am.

Reeve B. Guyon thanked Mr. Matthies and Mr. Campbell for their presentation.

The representatives for Burlington and KeySpan left the meeting at 10:15 am.

Jean Stewart arrived at the meeting at 10:20 am.

Reeve B. Guyon called a two-minute break.

**GENERAL MATTERS**

**General Matters**

**2002 Schedule of Fees No. 416-2001**

Council started a discussion on the proposed 2002 Schedule of Fees.

**DELEGATION/ APPOINTMENTS**

**Delegation/Appointments**

**Twp Rd. 492 between RR 65 and RR70**

Morris and Gladys Hanas, Safroni and Jean Hanas and Kelly Robb attended the meeting today to discuss the issue with the gate on Twp. 492.

T. Fleming reported that the Municipal District put up an equipment trail to join two pieces of road. The original intention when the creek was crossed was that a less than standard bridge-type culvert be used because it was for farm equipment to cross occasionally. The intention originally wasn't to go all the way through. With further requests for the trail to continue all the way through, the MD did that. This opened it up to ultimately anybody going through there even though it is marked 'equipment trail' and it is not graveled. Some residents there had concerns with the increased traffic, so in trying to find a compromise, it was decided that as it was sub-standard, for liability purposes that a gate be installed. The gate would be used by the two landowners that farm land and have a need to go through there, so they could open and close the gate when they used it even if it did stay open for two or three days at a time. The school division was contacted to make sure that the buses wouldn't run through there. So the gate did not work. One of the landowners didn't like the idea of having to open and close the gate, which was sometimes being opened and closed by other people. Finally the gate was damaged with equipment, and it was brought to Council's attention.

Mr. Fleming stated that the options are: that the gate stays and if you chose to use it these are the rules that go along with it. Another option is opening the road up for public travel; if this is done the road needs to be fixed up to a condition so that the MD is limiting their liability, which would mean either cutting down the crest of the hills, flattening out the fill or putting guard rails along the side of the road and then graveling it and bringing it up to some sort of standard and signing it accordingly.

Ratepayers arrived at the meeting at 10:34 am.

Morris Hanas stated that he was happy with the gate and would like to see it stay there. Being that it is a sub-standard road, you have to have some means of keeping the general public off of there and how do you do it without a gate.

Kelly Robb stated that she lived on the same road and her concern was that if they put the road through and open to general traffic, it will cost lots to upgrade the road. "We've already had someone earlier this week who has gotten stuck down that road and we had to help them out." She further stated that she liked the gate and did not think that it should be open to the public.

Gladys Hanas stated that she agreed totally. "It is a machinery road and not meant for through traffic. It seems like when the gate is open, people know and they were immediately using it. The ravine there is very steep and for it to be brought up to standard, it will cost the MD lots of money unless they are a very rich County. I don't see a need for it."

Safroni Hanas stated that there is money already spent there, if it's not safe, let's make it safe or close it off altogether.

Gladys Hanas stated that it's simple, it's just a gate that has to be opened and closed everytime you go through. It's very simple. It shouldn't be a difficult thing.

Jean Hanas replied "I suppose it's that simple if you do it, then you know how simple it is and if you don't do it you don't know how simple it is".

Gladys Hanas replied "so then you go out into your field and you open up those gates and it's the same thing".

Randy Robb stated that the concern is too that the people do not seem to be able to see the fluorescent lime green sign saying that there is a barricade there. With the gate being on the opposite side of the coulee coming from east to west, there have been people going down into there and can't make it back out. So either there has to be some kind of deterrent to keep them from going down into the coulee from the east side as well as coming from the west side or do something with the road because people can't see that green sign. They don't read it or they see it but they go down there to see why it's been barricaded or whatever and they can't make it up either side. When it's dry, there is no problem, but when it's muddy or in the snow, they can't travel that road.

Mr. Robb further reported that people get stuck down there and then my son goes down there and pulls out 4 or 5 people in a season because they go halfway into the coulee or across the coulee and then they've got nowhere to go. So there's either got to be not so much as one gate, but there needs to be a deterrent on the other side to stop the people coming from the other way. There is a problem there and someone's going to go down there like the other night and was just shy of the coulee, and they were up against the fence but they could have been down in the creek bottom which is a good 70 - 80 feet down with a minivan.

Jean Hanas stated 'what are we - adults or are we children - do we not see what is down there that we should not drive down there if it is not good to drive down there - if it is muddy or if it's snow - why would you go there? I can see leading a kid around by the hand, but I can't see adults...maybe if they go down there, they should stay there, if they can't use their heads to stay out of there...'

Councillor Jack Starling asked if the gate was open now.

T. Fleming replied that the gate has been locked for the winter because the purpose of the road is for farm equipment, so the grader has been told to only blade up to Robb's place on the east side and they turn around at Morris and Gladys Hanas' place on the other side, so there wouldn't be any snow plowing there in the winter time. It has come to our attention that people are still going down there, the MD was going to barricade off the east side.

Gladys Hanas stated that they have a big sign right at their gate and we get so many people that drive right up to the barricade and I don't know whether they don't read or they just can't see the bright color, and they still try driving through.

Jean Hanas stated that people want to see who live down that road and they drive there, now if they go straight through we only get the dust once in the summer time, but when they have to go up to the barricade and turn around and come through, then we get the dust twice because they've gone east, now they've gone back west.

Gladys Hanas stated that it is not a road - it's supposed to be a trail. It's not a through road, right.

Jean Hanas replied 'there you go again - if you're an adult, you should know.....

Gladys Hanas stated that it's supposed to be a machinery road, which the only time that vehicles of any sort is beyond that road it is following a tractor or a piece of machinery.

Reeve B. Guyon asked if a solution would be to take out that portion of road.

Gladys Hanas replied - yes that would be fine.

Mr. Cropley stated - 'no don't take out that portion of the road. I fought for years to get it in order to stay off the highway with equipment. But we need that portion of road to get farm equipment through.

Kelly Robb stated that the gates are fairly new and maybe it just takes time to educate people not to go through there. They'll try it once and they won't try it again.

Gladys Hanas asked how they do it in other counties.

T. Fleming replied that he had called around to see if he could find a similar situation in Parkland, Leduc and Wetaskiwin and they do have equipment trails, but they don't have any of them gated. They do have non-graveled trails, but none of them have a situation like this with a ravine with that steep of slopes, so there is not quite that same level of liability.

Mark and Lynn Raines arrived at the meeting at 10:45 am.

Councillor A. Heinrich stated that he recommended that the gate stay and that a blockade be installed on the other side for this winter.

Two ratepayers arrived at the meeting at 10:50 am.

Gladys Hanas stated that they live right there and when Safroni would go through with his tractor or other equipment, he would leave the gate open and I don't know how, but people knew that gate was open and they would go flying through and that ravine is very steep and what's to say that one time somebody's at the bottom and somebody's at the top and guess what's going to happen. So how much trouble would it be to stop and open and close. It takes a couple of seconds, but hindsight is better than nothing.

Randy Robb stated that when he goes through with his tractor and cultivator he takes the whole road and when he is at the bottom of the coulee, there is no visibility and if somebody came over there at 50-60 miles an hour, something's going to happen. When somebody breaks that hill there is no chance of them stopping, he can guarantee it.

Safroni Hanas stated that he had a question in regards to using the gate and opening it and closing it. When I open that gate and close it and go down in there with my tractor, am I exempt from any liability from the MD.

Reeve B. Guyon replied that he did not know and the MD would have to get back to him on that.

**748-01** Moved by A. Heinrich to add further discussion regarding the gate on Twp. 492 to the agenda.

**CARRIED UNANIMOUSLY**

Safroni Hanas asked if there was a vehicle count prior to the road being built or since it was built.

T. Fleming replied that the MD has not done an official count with traffic counters or anything like that on the road.

Reeve B. Guyon thanked everyone for attending.

Gladys and Morris Hanas left the meeting at 10:56 am.

**GENERAL MATTERS**

**General Matters**

**2002 Schedule of Fees Bylaw No. 416-2001**

A further discussion took place regarding the 2002 Schedule of Fees Bylaw No. 416-2001.

**RATEPAYER CONCERNS**

**Ratepayer Concerns**

Randy Clarke arrived at the meeting at 11:02 am.

Pete Calvert stated that he lived on RR 83 and Twp 482 and there has been a four-way stop sign there for probably 25 - 30 years and here last week, the north and south-bound stop sign has been removed and he would like to know why it was removed.

Reeve B. Guyon replied that Administration would research that and reply back to him by letter as to why those signs were removed.

Mr. Calvert stated that he has talked to three or four neighbours now and none of them want the sign removed and neither does he. The stop sign is for safety and when you start removing stop signs, I can't see where that's safety especially when it's been there for so many years. The neighbour has little boys and his wife stands out there to meet the bus in the morning and at night and they have to stand way back because they are scared of the traffic. They go by fast enough as it is, now there is no stopping them. Mr. Calvert stated that he could name off two or three different trucking outfits, which he won't, and not one of them stop for the stop signs out there, never mind the ones in Town. Now there is no control.

Lynn Oberle stated that he had a statement and several concerns. He stated that he was here on behalf of the Ratepayers Association and that they were pleased that the petition process has come to a conclusion and they feel that it is essential that agricultural people sit on the Ag Service Board. He stated that the Association hoped that their request to name two people from those names submitted will be honored and in their view the appointment of Ag Board members from the agricultural community was still the best way for the public to have input regarding Council decisions regarding agricultural matters. They also anticipate that the two Councillors who have some agricultural expertise will be left on the Board.

Mr. Oberle stated that his questions were as follows:

(a) Mr. Starling, you moved awhile back to reopen the Land Use Bylaw, would you fill us in as to the reason why you made that motion?

(b) Why is it that when the press asks questions, he gets his answer right away?

(c) Mr. Sekura, as you signed Mr. Guyon's per diem slips, do you really know what you were signing? Did you know if the numbers were correct? Were all items approved by Council? On November 10th the Community Foundation -½ day claimed, November 9th meeting with Rob McIntosh - ¼ day was claimed, another one was approved after the fact, and according to the previous corporate review we had, that is a 'no-no' - you don't approve things after the fact. If you are not approved to be at a place, you can't claim for it. There were several signing of letters for ¼ days. This is supposed to come in under the Reeve's stipend or bonus and charged for extra.

(d) Cost of litigation from the Easyford Fire, specifically who pays the MD or the insurance company?

(e) Why have we gone from three free snowplows per season to one? It seems that if we can pave several miles of road at $400,000 a mile, we should be able to afford more than one driveway clearing.

(f) Who determines fire policy for the MD? Who pays for the Fire Department? What training do these people have or get? Is there a policy review in the works? Mr. Oberle stated that he was speaking specifically to the Lindale and Easyford Fires and the handling of those two fires. There seems to be a bit of a problem.

Jean Stewart stated that she just wanted to comment on Mr. Guyon's per diem sheet that he had been on Council for nine years and his per diem sheet, was the least legible of any of them. Mrs. Stewart stated that she could understand Mr. Sekura making mistakes and having to scratch out, but when Mr. Guyon has been here this long, he should be able to put a per diem out that people can read.

Jean Stewart also stated that on Mr. Guyon's per diem sheet he charged a day and a half for one day and how do you get 1½ days out of one day?

Reeve B. Guyon asked if there were any more issues.

Randy Robb stated that with so many roads in the MD being in dire need of upgrading, he could not see how Council could put so much money to doing two part roads and neglect the others. As a farmer, he stated that if he has a fence around his area and it's falling down, he doesn't just build one quarter up and leave the rest fall down. 'I fix the whole fence to keep whatever in, instead of upgrading one part of it.'

Mr. Robb further stated that paving in the rural communities only invites people to come out and make life more miserable for the farmers. Farmers do not need paved roads - they need good roads, but they do not need paved roads. It's hard on tractor tires running up and down paved roads. The speed is more excessive and the people that drive on them have no regard for farmers. If the roads are graveled, they stay off of them and they don't need to be on them just for a Sunday afternoon drive.

Mark Raines stated that he thought the concept of the ratepayers concerns was a question and answer session. When the answer comes at a later date, there is no debate section, so the ratepayer isn't involved in debate whatsoever. You put forth your initial question and sayonara - you expect a letter.

**749-01** Moved by A. Heinrich that the ratepayer concerns section be treated the same way as the questions for the media section in that questions asked will be answered at the same time.

**IN FAVOUR:** A. Heinrich
D. Ellis

**OPPOSED:** J. Starling
B. Guyon
R. Sekura

**DEFEATED**

Lynn Raines stated that Council degrades the ratepayers and make them feel like their questions mean nothing when Council does not answer them. It is a waste of ratepayers time to come in. Maybe that is Council's way of discouraging ratepayers from attending.

Ivan Cornelson stated that he's got till 10:00 and he puts in long days and he came here specifically and we are ratepayers, we pay, we see the budget, we see the answers, the numbers that are coming up. We've got cutbacks all around us, somewhere or another we've got to back off. There are lots of things in agriculture that we wanted to do this year, but due to circumstances beyond our control, we deal with things of nature, so we cut back. Council represents us not us represent you and we see money squandered. And that's what really hurts. In my business I can't afford to squander. I'd be bankrupt and down the road living on welfare.

Mr. Cornelson further stated that we have an issue that really hits close to home. There are things when money is being spent that should not be spent. If we have a recession, it will catch us in the end and we will have to pay for it. Two paved road a mile apart from each other and why? What is the big hurry to pave all these roads. There are other things that need to be dealt with. We need a cushion reserve. We see what Mulroney did years ago. We've got good roads lets not get carried away on our spending.

Mark Raines stated that regarding the Land Use Bylaw, he had concerns with it being reopened based on the fact that the previous Council issued a questionnaire that he thought was fairly comprehensive. The Council wanted to see what the electorate wanted in a Land Use Bylaw. He stated that as he understood that the current Land Use Bylaw was developed with the information gathered from this questionnaire. Now we are going to revisit this and it hasn't even been three or four years. Mr. Raines stated that he was concerned as to why we were revisiting it. He thought it looked like a good bylaw to him the way it was. Personally, he stated that he would not like to see the development thing opened up too much and two of those reasons were his children. He wanted to give them a future in agriculture as much as anything. He would like to know to what extent the Land Use Bylaw is going to be revisited and what will be the cost to the ratepayers as far as consultation fees and studies. Will there be anymore ratepayer input. Will we have another questionnaire put to us and what kind of weight is that going to have on the decision. What kind of weight is going to be given to the five hands at the table versus the 7000 people that cast their ballot. The people spoke once. If it's not broke, why fix it? Sure a lot of people may be dissatisfied with that, but they had their opportunity to voice it in that questionnaire. If they did not put it in then, they should accept what comes down the tubes.

Mr. Raines asked what the projected costs are of revisiting the Land Use Bylaw that will be incurred by the ratepayers?

Randy Robb stated that in the future he would like to be known as a ratepayer from Division 4 or 5 rather than a person on the other side of the river. The river is mentioned here two or three times. East side of the river, west side of the river.

Ivan Cornelson stated that he came here to get an answer today and not to have to wait three or four months from now. I would still like to have an answer.

Pete Calvert stated that people ask for answers to their questions like me over the stop signs. It took time for someone to take that out and it's going to take time for you to give me an answer, which I'll go for that, but I don't want to go forever. I think a question that has been brought up today, you can't answer today, but a month from now, you could probably get back to them or to me. I have also heard there is also a lot of complaining about the roads; there shouldn't be black top here and we should be doing that better, but I own a grader and have my own grader business and I think in the MD of Brazeau, we have some of the best roads in the country and I don't care if they are gravel or what. One thing a lot of people say you can't drive here or you can't drive there, but there is one thing to remember in this country, in North America a road allowance and a Twp. line, you cannot kick anyone off of there. They belong to the people of North America and if there is any side road that's on a road allowance or a Twp. line you cannot kick anyone off of it. Everyone has the right to use that road.

Mark Raines stated that he would welcome Council's thoughts or comments and prefer them on an old envelope and a piece of paper in Council's own handwriting rather than Administrative staff or support staff giving him an answer on something.

**750-01** Moved by D. Ellis to add all of the ratepayer concerns on the agenda.

**IN FAVOUR:** B. Guyon
J. Starling
R. Sekura
D. Ellis

**OPPOSED:** A. Heinrich

**CARRIED**

Reeve B. Guyon thanked the ratepayers for their comments.

Jean and Safroni Hanas left the meeting at 11:36 am.

Several ratepayers left the meeting at 11:42 am.

**GENERAL MATTERS**

**General Matters**

**2002 Schedule of Fees Bylaw No. 416-2001**

Council had further discussion regarding the proposed bylaw.

**751-01** Moved by A. Heinrich to remove the Land Roller from the Schedule of Fees as it has been sold.

**CARRIE UNANIMOUSLY**

**Landfill Authority - Randy Clark**

Randy Clark attended the meeting today to give Council an update regarding Landfill issues. The proposed Agreement and 2002 Budget were reviewed.

**752-01** Moved by A. Heinrich to circulate the Landfill Agreement to all new Councillors as part of their orientation package.

**CARRIED UNANIMNOUSLY**

**753-01** Moved by A. Heinrich to delay the signing of the Landfill Agreement until the Landfill Authority discusses the concerns raised by Council.

**CARRIED UNANIMOUSLY**

**754-01** Moved by A. Heinrich that the regular Council meeting of December 14, 2001 adjourn for lunch at 1:00 pm.

**CARRIED UNANIMOUSLY**

**CALL TO ORDER**

Reeve B. Guyon called the meeting to order at 1:30 pm.

**PRESENT**

B. Guyon, Reeve
A. Heinrich, Councillor
R. Sekura, Councillor
D. Ellis, Councillor
J. Starling, Councillor
K. Porter, Municipal Manager
K. Robinson, Recording Secretary
R. McGowan, Project Manager
T. Fleming, Director of Public Works
S. Fuson, Fire Chief

**OTHERS**

Tyler Waugh, Western Review
Graham Halliday, CAO Brazeau Seniors Foundation

**DELEGATIONS/ APPOINTMENTS**

**Delegations/Appointments**

**Brazeau Senior's Foundation**

Graham Halliday, the CAO for the Brazeau Senior's Foundation attended the meeting to introduce himself to Council, and to discuss Foundations issues and to open the lines of communication between the Foundation and Council. Mr. Halliday reported that there will not be an increase in the requisition and that the Lodge is canvassing their residents with regards to the services provided. Mr. Halliday added that he would report the results of the questionnaire to Council.

Reeve B. Guyon thanked Mr. Halliday for his presentation.

Mr. Halliday thanked Council for their time and he left the meeting at 1:58 pm.

**GENERAL MATTERS**

**General Matters**

**2002 Interim Budget**

A lengthy discussion took place regarding the local road projects.

**755-01** Moved by R. Sekura that RR 80 not be paved, but instead to grade RR 80 at a cost of $331,686 and to grade RR 52 at a cost of $715,492 to coincide with the Twp 494 project from Twp 494 to Twp 500 and the funds to come from reserves.

**IN FAVOUR:**
R. Sekura
B. Guyon
J. Starling

**OPPOSED:**
A. Heinrich
D. Ellis

**CARRIED**

**756-01** Moved by A. Heinrich to purchase the grader as presented in the original budget draft of December 11, 2001.

**IN FAVOUR:** A. Heinrich
D. Ellis

**OPPOSED:** B. Guyon
J. Starling
R. Sekura

**DEFEATED**

**757-01** Moved by J. Starling to approve the 2002 Interim Operating and Capital Budget as amended.

**IN FAVOUR:** R. Sekura
B. Guyon
J. Starling

**OPPOSED:** A. Heinrich
D. Ellis

**CARRIED**

**Petition Received from Ratepayers Regarding ASB Membership**

K. Porter presented the petition to Reeve B. Guyon and made a declaration that the petition was sufficient for the purposes of the Municipal Government Act.

Council reviewed the report and petition presented.

**758-01** Moved by D. Ellis that Administration prepare a bylaw to deal with the requests of the petition regarding the Agricultural Service Board for Council's review at the January 8th Council meeting.

**CARRIED UNANIMOUSLY**

**2002 Schedule of Fees Bylaw No. 416-2001**

Council reviewed the proposed bylaw.
Ivan Cornelson and a ratepayer left the meeting at 3:02 pm.

**759-01** Moved by A. Heinrich to approve the increases to the rates for the sale of water in Rocky Rapids and Cynthia as proposed by Administration.

**IN FAVOUR:** A. Heinrich

**OPPOSED:** B. Guyon
R. Sekura
D. Ellis
J. Starling

**DEFEATED**

**760-01** Moved by D. Ellis that the rates for the sale of water in Rocky Rapids and Cynthia remain as is for six months with the understanding that they will be increased to the proposed numbers or to proceed to metering following public input.

**IN FAVOUR:** D. Ellis
R. Sekura
J. Starling
B. Guyon

**OPPOSED:** A. Heinrich

**CARRIED**

**761-01** Moved by D. Ellis to give 1st reading to Bylaw No. 416-2001 as amended.

**CARRIED UNANIMOUSLY**

**762-01** Moved by A. Heinrich to give 2nd reading to Bylaw No. 416-2001.

**CARRIED UNANIMOUSLY**

**763-01** Moved by D. Ellis to give unanimous consent to proceed to third reading on Bylaw No. 416-2001.

**CARRIED UNANIMOUSLY**

**764-01** Moved by J. Starling to give third and final reading to Bylaw No. 416-2001.

**CARRIED UNANIMOUSLY**

**Rider Resources Inc. - Compressor Station Expansion**

Council reviewed the correspondence received from Rider Resources Inc. regarding a compressor station expansion at LSD8-8-49-4 W5M Sweet Gas Compressor Facility.

**765-01** Moved by A. Heinrich to approve the proposed compressor station expansion as presented.

**CARRIED UNANIMOUSLY**

**Questionnaire from the Pembina Educational Consortium**

Council reviewed the questionnaire.

**766-01** Moved by J. Starling to receive the questionnaire for information.

**CARRIED UNANIMOUSLY**

**Request for Access**

Council reviewed the request for an access from Brad Janishewski at 16-16-48-6-W5M.

**767-01** Moved by A. Heinrich that Administration investigate the request for access at 16-16-48-6-W5M with the possibility of swapping responsibility for individual lease roads with individual oil companies.

**CARRIED UNANIMOUSLY**

**768-01** Moved by D. Ellis to forward a letter of response to Brad Janishewksi.

**Council and Councillor's Workshop Roles and Responsibilities - 2002**

Council reviewed the information received regarding the 2002 Workshop.

**769-01** Moved by D. Ellis to approve Councillors attendance at the workshop.

**CARRIED UNANIMOUSLY**

**Bylaw No. 417-2001**
**Sewer System Maintenance Costs for 2002**

Council reviewed the annual Sewer Maintenance Tax Bylaw.

**770-01** Moved by D. Ellis to give Bylaw 1st reading to Bylaw No. 417-2001.

**IN FAVOUR:** D. Ellis
A. Heinrich
R. Sekura
J. Starling

**OPPOSED:** B. Guyon

**CARRIED**

**771-01** Moved by A. Heinrich to give 2nd reading to Bylaw No. 417-2001.

**IN FAVOUR:** D. Ellis
A. Heinrich
R. Sekura
J. Starling

**OPPOSED:** B. Guyon

**CARRIED**

**2002 Borrowing Bylaw No. 418-2001**

Council reviewed the bylaw.

**772-01** Moved by D. Ellis to give 1st reading to Bylaw No. 418-2001.

**CARRIED UNANIMOUSLY**

**773-01** Moved by R. Sekura to give 2nd reading to Bylaw No. 418-2001.

**CARRIED UNANIMOUSLY**

**774-01** Moved by A. Heinrich to give unanimous consent to proceed to third reading for Bylaw No. 418-2001.

**CARRIED UNANIMOUSLY**

**775-01** Moved by D. Ellis to give 3rd and final reading to Bylaw No. 418-2001.

**CARRIED UNANIMOUSLY**

Reeve B. Guyon called a five minute break.

**Memorandum of Agreement on Transportation Networks and Storm Water Management Infrastructure**

Council reviewed the report presented.

**776-01** Moved by R. Sekura that Administration discuss with the Town Administration to remove the cost sharing percentages on Schedule 'A' appendix B-1 to B-6 and based on the overriding principle of whoever owns the road is responsible for it, to leave the negotiation in on an individual basis.

**CARRIED UNANIMOUSLY**

Reeve called a five-minute break.

**Resource Road Funding**

Council reviewed the correspondence received from the Town of Drayton Valley requesting $50,000 for their Highway #22 Alternate Service Road Project (Resource Road Funding Application).

**777-01** Moved by R. Sekura to give a letter of support for the Town's application for the Highway #22 Alternate Service Road Project. The dollar support will be $99,497.20, which will be an offset against the cost of paving 800 meters of 62 Street (RR75).

**CARRIED UNANIMOUSLY**

**Recreation Master Plan**

**778-01** Moved by D. Ellis to receive for information and to schedule a joint meeting with the Town for the purpose of discussing the Recreation Master Plan.

**CARRIED UNANIMOUSLY**

**Land Use Bylaw Review**

**779-01** Moved by R. Sekura to schedule a Special Council Meeting January 17th at 9:00 am or 2:00 pm to discuss the Land Use Bylaw.

**IN FAVOUR:** R. Sekura
D. Ellis
J. Starling
B. Guyon

**OPPOSED:** A. Heinrich

**CARRIED**

**Burlington and KeySpan Proposed Pipeline**

**780-01** Moved by J. Starling to receive for information and to send letters to Burlington and KeySpan to include Council comments on the proposed pipelines after other stakeholders have been contacted. Council is concerned about the impact this has on future growth and possible opportunities.

**CARRIED UNANIMOUSLY**

**Assessment Review Board Training Sessions**

Council reviewed the correspondence from Municipal Affairs.

**781-01** Moved by A. Heinrich to approve Councils attendance.

**CARRIED UNANIMOUSLY**

**Notice of Hearing regarding Penn West Applications to the EUB**

Council reviewed the correspondence from the Alberta Energy and Utilities Board.

**782-01** Moved by A. Heinrich to receive the correspondence from EUB for information.

**CARRIED UNANIMOUSLY**

**AAMD&C Fall 2001 Convention Evaluation**

Council reviewed the Fall 2001 Convention Evaluation.

**783-01** Moved by A. Heinrich to forward Council comments to the AAMD&C.

**CARRIED UNANIMOUSLY**

**FCM Municipal Rights of Way Defense Fund**

Council reviewed the request for funding from the FCM.

**784-01** Moved by A. Heinrich to receive the request for funding from FCM for information.

**IN FAVOUR:** A. Heinrich
J. Starling
D. Ellis
R. Sekura

**OPPOSED:** B. Guyon

**CARRIED**

**Request for Funding from the Teens in Action Youth Club**

Council reviewed the request for funding from the TIA Youth Club to help support the Christmas Community Kitchen.

**785-01** Moved by D. Ellis to forward a letter to the Youth Club informing them that the Municipal District funds them through FCSS.

**CARRIED UNANIMOUSLY**

**Bylaw No. 406-2001 - Intermunicipal Planning Commission**

**786-01** Moved by A. Heinrich to give 2nd reading to Bylaw No. 406-2001.

**IN FAVOUR:** A. Heinrich
D. Ellis
R. Sekura
B. Guyon

**OPPOSED:** J. Starling

**CARRIED**

**787-01** Moved by R. Sekura to forward a letter to all the people who spoke at the public meeting to explain that the IPC was part of the annexation negotiation package as well as direction from ratepayers not to spend several hundred thousand dollars on hearings. As well, relate the number of quarters requested to the amount received.

**IN FAVOUR:** R. Sekura
B. Guyon
D. Ellis
A. Heinrich

**Opposed:** J. Starling

**CARRIED**

**Subdivision and Development Appeal Board Membership**

Council reviewed the applications received.

Reeve B. Guyon called for nominations for the position of two members for the Subdivision and Development Appeal Board.

A. Heinrich nominated Lorne Fleischhacker
R. Sekura nominated Brandi Wiltse
J. Starling nominated Tom Wall

**788-01** Moved by A. Heinrich that nominations cease.

**CARRIED UNANIMOUSLY**

Voting took place and Lorne Fleischhacker and Brandi Wiltse were elected to the positions of member for the Subdivision and Development Appeal Board.

**789-01** Moved by J. Starling to appoint J. Coombes and T. Wall as alternate members at large for the Subdivision and Development Appeal Board.

**CARRIED UNANIMOUSLY**

**Graders**

**790-01** Moved by D. Ellis to guarantee that there will be a minimum of 3 graders working in Divisions 4 and 5.

**IN FAVOUR:** D. Ellis
A. Heinrich

**OPPOSED:** B. Guyon
J. Starling
R. Sekura

**DEFEATED**

**791-01** Moved by R. Sekura that Administration continue to carry on to deploy equipment throughout the municipality as they have been doing since its inception.

A discussion regarding the motion took place. Council gave permission, unanimously, for the mover to withdraw the motion. Councillor R. Sekura withdrew his motion.

**Cost Sharing**

Councillor D. Ellis requested that the Municipal District cost share with the Breton Rec Centre for maintenance on an invoice basis to a maximum of $5,000 per year.

**792-01** Moved by A. Heinrich to discuss cost sharing for the Breton Rec Centre at the same time as the discussion regarding the Recreation Master Plan.

**CARRIED UNANIMOUSLY**

**Fire Update**

K. Porter stated that he has not received a report back from the lawyer. The lawyer for the MD argued in court that the landowner did not follow a reasonable course of action and the Judge decided that he did.

Mr. Porter also reported that he has received a couple of calls from ratepayers who disagree with the Judge's decision and wants Council to appeal.

**793-01** Moved by R. Sekura to forward a letter to Parkland County and Sturgeon County to jointly lobby the Deputy Minister for relief on the fire fighting disasters.

**CARRIED UNANIMOUSLY**

**794-01** Moved by D. Ellis to obtain a report from the lawyer regarding his court appearance on the issuing of a ticket under our fire bylaw and a recommendation with respect to appealing.

**IN FAVOUR:** D. Ellis
R. Sekura
J. Starling
B. Guyon

**OPPOSED:** A. Heinrich

**CARRIED**

**Twp 492 Between RR 65 and RR 70**

**795-01** Moved by A. Heinrich to leave the gate on the west side to install a significantly wide enough barricade on the east side of the coulee to prevent anyone from getting past so that it prevents traffic from going down into the draw and having difficulty getting back out.

**IN FAVOUR:** A. Heinrich
D. Ellis
J. Starling

**OPPOSED:** B. Guyon
R. Sekura

**CARRIED**

Reeve B. Guyon called a two-minute break.

**RATEPAYER CONCERNS**

**Ratepayer Concerns**

**796-01** Moved by A. Heinrich that questions raised during the ratepayer concerns portion of the meeting are answered at the time when they ask their questions, the same as the media.

**IN FAVOUR:** D. Ellis
A. Heinrich

**OPPOSED:** R. Sekura
B. Guyon
J. Starling

**DEFEATED**

**797-01** Moved by J. Starling that questions and issues raised during ratepayer concerns could be added to the agenda at the prerogative of the individual Councillors and will be answered in letter form as soon as possible.

**IN FAVOUR:** J. Starling
R. Sekura
B. Guyon

**OPPOSED:** D. Ellis
A. Heinrich

**CARRIED**

**798-01** Moved by J. Starling to direct Administration to respond to Pete Calvert regarding the removal of the stop signs.

**CARRIED UNANIMOUSLY**

Council reviewed each question raised during 'Ratepayer Concerns' and provided responses as follows:

(a) Mr. Starling, you moved awhile back to reopen the Land Use Bylaw, would you fill us in as to the reason why you made that motion?

***Councillor J. Starling stated that because he was interested in the Agricultural Minister's comments that we should be looking at where we want CFO's and ILO's and if we want them. It has been in the paper quite a few times and I think that we should do our homework on it. It was put on the agenda because I felt it needed to be addressed and wanted to put it out for public input.***

(b) Why is it that when the press asks questions, he gets his answer right away?

***Reeve B. Guyon responded that the media are scheduled on the agenda. The questions asked by the media are for clarification on motions made and Council discussions during the meeting in order to write their articles and the questions are of a different nature than those asked by ratepayers.***

(c) Mr. Sekura, as you signed Mr. Guyon's per diem slips, do you really know what you were signing? Did you know if the numbers were correct? Were all items approved by Council? On November 10th the Community Foundation -½ day claimed, November 9th meeting with Rob McIntosh - ¼ day was claimed, another one was approved after the fact, and according to the previous corporate review we had, that is a 'no-no' - you don't approve things after the fact. If you are not approved to be at a place, you can't claim for it. There were several signing of letters for ¼ days. This is supposed to come in under the Reeve's stipend or bonus and not charged for extra.

***Reeve B. Guyon responded that any MD business conducted by Councillors will be charged for. If he is asked to come in to sign letters, he will charge a quarter day for that.***

(d) Cost of litigation from the Easyford Fire, specifically who pays the MD or the insurance company?

***Reeve B. Guyon responded 'we do'.***

(e) Why have we gone from three free snowplows per season to one? It seems that if we can pave several miles of road at $400,000 a mile, we should be able to afford more than one driveway clearing.

***Reeve B. Guyon responded that this is the new snowplow policy and it was voted on and supported by the majority of Council. The policy was changed three to four years ago by a previous Council.***

(f) Who determines fire policy for the MD? Who pays for the Fire Department? What training do these people have or get? Is there a policy review in the works? Mr. Oberle stated that he was speaking specifically to the Lindale and Easyford Fires and the handling of those two fires. There seems to be a bit of a problem.

***Administration will provide the response.***

With regard to Jean Stewart's comments about Reeve B. Guyon's handwriting, the response will be that he knows his handwriting is poor and he will try to write more legibly.

Reeve B. Guyon stated that Administration would explain the policy on per diem rates for Councillors to Mrs. Stewart.

Mark and Lynn Raines, Randy Robb, Ivan Cornelson and Pete Calvert's comments were statements rather that questions.

**799-01** Moved by J. Starling that Administration forward Council responses to the ratepayers.

**IN FAVOUR:** J. Starling
B. Guyon
D. Ellis
R. Sekura

**OPPOSED:** A. Heinrich

**CARRIED**

**CORRESPONDENCE/ ITEMS FOR INFORMATION**

**Correspondence/Items for Information**

a) Correspondence from the Drayton Valley Regional Landfill Authority regarding meeting minutes and unpaid landfill accounts.

b) Correspondence from the Minister of Community Development Gene Zwozdesky regarding public library funding.

c) Correspondence from the EUB regarding ground disturbance requirements and public awareness program.

d) Correspondence from the Town of Drayton Valley regarding approvals from the Town Council Meeting of November 21, 2001.

e) Correspondence from ATCO Gas regarding a gas rate decrease.

f) Correspondence from the Minister of Municipal Affairs Guy Boutilier regarding the Municipal Sponsorship Program Grant for 2001.

g) News Release from FCM regarding Green Municipal Funds.

h) MIMS News

i) AAMD&C Annual Report
-available from Administration

j) Correspondence from ExxonMobil Canada Ltd. regarding Soil Treatment Activity within W ½-7-49-7-W5M.

**800-01** Moved by A. Heinrich to forward a letter to the EUB commenting that when they allow this type of activity, the municipality should be notified as to what the EUB is allowing in our municipality, so that we can respond to ratepayers questions.

**IN FAVOUR:** A. Heinrich
B. Guyon
J. Starling
D. Ellis

**OPPOSED:** R. Sekura

**CARRIED**

k) Travel Alberta Newsletter

l) Correspondence from the AAMD&C regarding a formal submission to the Prime Minister's Task Force on the Future of Farming.

m) Correspondence from the AAMD&C regarding a list of AUMA Board of Directors 2001-2002.

n) Correspondence from the AAMD&C regarding the Resolutions - Fall Convention 2001

o) AAMD&C Fall Convention Highlights

p) Contact Newsletter dated Nov. 28/01

**801-01** Moved by D. Ellis to receive the correspondence for information with the exception of item (j), which was dealt with separately.

**CARRIED UNANIMOUSLY**

**COUNCILLOR REPORTS**

**Councillor Reports**

Councillor R. Sekura reported that he attended:

- Budget Meetings x 2
- AAMD&C Convention
- Character City Meeting with the Town of Drayton Valley
- Meeting at the Easyford Community Hall
- Joint meeting with the Town
- ASB
- Joint meeting with the Village of Breton
- Strategic Planning Meeting

Councillor J. Starling reported that he attended:

- Character City Meeting with the Town of Drayton Valley
- MPC
- Strategic Planning Meeting
- Drayton Valley Library Board Meeting
- Landfill Authority Meeting
- ASB
- Budget Meetings x 2
- Joint meeting with the Town of Drayton Valley
- AAMD&C Convention

Councillor A. Heinrich reported that he attended:

- FCSS
- MPC
- Strategic Planning Meeting
- Planning and Development Officer Interviews X 2
- Joint Meeting with the Town of Drayton Valley
- Joint Meeting with the Village of Breton
- Budget Meetings X 2
- ASB
- AAMD&C Convention

Councillor D. Ellis reported that he attended:

- Strategic Planning Meeting
- Joint Meeting with the Town of Drayton Valley
- Joint Meeting with the Village of Breton
- Budget Meetings X 2
- ASB
- AAMD&C convention
- Warburg Seed Cleaning Plant
- MPC

Reeve B. Guyon reported that he attended:

- Joint Meeting with the Town of Drayton Valley
- Joint Meeting with the Village of Breton
- Budget Meetings X 2
- ASB
- Strategic Planning Meeting
- AAMD&C Convention
- Character City Meeting
- Lucas Bowker and White - Rob Sydal function
- Meeting at the Easyford Community Hall
- Meeting with Bill Diepeeveen

Reeve B. Guyon requested ratification for three meetings he attended.

**802-01** Moved by J. Starling to ratify Reeve B. Guyon's meetings with Moe Hamdon, Rob McIntosh, Lucas Bowker White and Bill Diepeeveen.

**IN FAVOUR:** J. Starling
B. Guyon
D. Ellis
R. Sekura

**OPPOSED:** A. Heinrich

**CARRIED**

**803-01** Moved by A. Heinrich that Administration investigate the policy for Councillor per diems as it pertains to signing letters.

**CARRIED UNANIMOUSLY**

**804-01** Moved by J. Starling to ratify Reeve B. Guyon's charges for coming in to sign letters.

**IN FAVOUR:** J. Starling
B. Guyon
D. Ellis
R. Sekura

**OPPOSED:** A. Heinrich

**CARRIED**

**MEETING DATES**

**Meeting Dates**

**North East Slopes Integrated Resource Management Strategy**

Council reviewed the correspondence.

**805-01** Moved by R. Sekura that Reeve B. Guyon and the Municipal Manager attend the meeting on Monday January 7, 2002 at 1:00 pm at the Provincial Building in Edson.

**CARRIED UNANIMOUSLY**

**QUESTION PERIOD FOR THE MEDIA**

**Question Period For the Media**

None

**IN PRIVATE SESSION**

**In Private Session**

**806-01** Moved by D. Ellis that the regular Council meeting of December 14, 2001 proceed into 'in private' at 8:00 pm for the purpose of discussing a legal matter.

**CARRIED UNANIMOUSLY**

**807-01** Moved by J. Starling that the regular Council meeting of December 14, 2001 come out of 'in private' at 8:05 pm.

**CARRIED UNANIMOUSLY**

**808-01** Moved by A. Heinrich to forward a letter to our lawyer indicating that the land owned by the Municipality (Lot 6) adjacent to the Administration Building will not be sold.

**CARRIED UNANIMOUSLY**

**809-01** Moved by R. Sekura to approve ratification of attendance at meetings after the fact.

**IN FAVOUR:** J. Starling
B. Guyon
D. Ellis
R. Sekura

**OPPOSED:** A. Heinrich

**CARRIED**

**ADJOURNMENT**

**Adjournment**

**810-01** Moved by J. Starling that the regular Council meeting of December 14, 2001 adjourn at 8:07 pm.

**CARRIED UNANIMOUSLY**

**Reeve**

**Municipal Manager**