

**SMOKY LAKE COUNTY**

Minutes of the **County Council meeting** held on Thursday, **September 17, 2009** at 9:10 A.M. in the County Council Chambers.

The meeting was called to Order by the Reeve Mr. Dareld Cholak in the presence of the following persons:

| <b>A T T E N D A N C E</b>          |                      |         |
|-------------------------------------|----------------------|---------|
| <u>Thursday, September 17, 2009</u> |                      |         |
| <u>Div. No.</u>                     | <u>Councilors(s)</u> |         |
| 1                                   | Dareld Cholak        | Present |
| 2                                   | Ron Bobocel          | Present |
| 3                                   | Barton Coady         | Present |
| 4                                   | Lori Danyluk         | Present |
| 5                                   | Vacant               | Vacant  |
| C.A.O.                              | Cory Ollikka         | Present |
| Asst CAO/R.S                        | Lydia Cielin         | Present |
| *****                               |                      |         |

4 Members of the Public in attendance.

Present at the County Council Meeting were the Grade 11 students from H.A. Kostash School to observe a County Council meeting in session as part of the Social Studies 11 – Government Legislation Studies.

Council welcomed the students and introductions were made.

**H.A. Kostash School Students:** Tyson Berlinguette, Gabriella Cherniwchan, Cody Sorokan, Nicole Danyluk, Ashlynn Petrushka, and Jessica Feniak.

**Agenda**

772-09: Coady

**2. Agenda:**

That the Agenda for Thursday, September 17, 2009 County Council meeting, be adopted as amended:

**Addition(s):**

1. R.C.M.P. Liaison Committee Report: Letter.
2. Bylaw 1192-09: Natural Gas.

Carried Unanimously.

**3. Minutes:**

**Minutes of August 20, 2009 - County Council Meeting**

773-09: Bobocel

That the minutes of the County Council Meeting held on Thursday, August 20, 2009 be adopted.

Carried.

**Minutes of August 27, 2009 - County Council Committee of the Whole: Planning Department Meeting**

774-09: Danyluk

That the minutes of the County Council Committee of the Whole: Planning Department Meeting held on Thursday, August 27, 2009 be adopted.

Carried.

**4. Request For Decision(s):**

**Bylaw No. 1190-09: Surface Lease of Municipal Owned Properties**

775-09: Coady

That **Bylaw No. 1190-09:** authorize the Municipal Council of Smoky Lake County to authorize the **Surface Lease of Municipal Owned Properties** pursuant to the provisions of Section 61 of the *Municipal Government Act*, Chapter M-26, be given **SECOND READING.**

Carried.

Moved by Councillor Danyluk that **Bylaw No. 1190-09:** authorize the Municipal Council of Smoky Lake County to authorize the **Surface Lease of Municipal Owned Properties** pursuant to the provisions of Section 61 of the *Municipal Government Act*, Chapter M-26, be given the **THIRD and FINAL READING** and that the Reeve and the Chief Administrative Officer are hereby authorized to fix their signatures to all necessary documents and that the corporate seal also be fastened where it is deemed to be necessary.

Carried.

Twila Bauman, Planning and Communications Manager entered the Council Chambers, time 9:15 a.m.

**Bylaw No. 1194-09: Close and Dispose of Undeveloped Road Plan 2814ET:**

**NE 09-58-13-W4**

776-09: Coady

That **Bylaw No. 1194-09:** authorize the Municipal Council of Smoky Lake County **for the purpose of closing to Public Travel and Disposing of portions of a Public Highway hereby close and consolidate the unused portion of the Undeveloped Road registered in Road Plan 2814ET within NE 09-58-13-W4, affecting 1.51 Acres (0.611 Hectares) and to Consolidate within NE 09-58-13-W4,** be given **FIRST READING;** and that a Public Hearing be scheduled for Thursday, **October 29, 2009** at 1:00 p.m..

Carried.

**Bylaw No. 1195-09: Close and Dispose of Undeveloped Road Plan 4368NY:**

**NW 10-58-13-W4**

777-09: Bobocel

That **Bylaw No. 1195-09:** authorize the Municipal Council of Smoky Lake County **for the purpose of closing to Public Travel and Disposing of portions of a Public Highway hereby close and consolidate the unused portion of the Undeveloped Road registered in Road Plan 4368NY within NW 10-58-13-W4, affecting 1.53 Acres (0.619 Hectares) and to Consolidate within NW 10-58-13-W4,** be given **FIRST READING;** and that a Public Hearing be scheduled for Thursday, **October 29, 2009** at 1:00 p.m..

Carried.

**Bylaw No. 1196-09: Close and Dispose of Undeveloped Road Plan 1350CL:  
NE 10-58-13-W4**

778-09: Danyluk

That **Bylaw No. 1196-09:** authorize the Municipal Council of Smoky Lake County for the purpose of closing to Public Travel and Disposing of portions of a Public Highway hereby close and consolidate the unused portion of the Undeveloped Road registered in Road Plan 1350CL within NE 10-58-13-W4, affecting 0.27 Acres (0.109 Hectares) and to Consolidate within NE 10-58-13-W4, be given **FIRST READING;** and that a Public Hearing be scheduled for Thursday, **October 29, 2009** at 1:00 p.m..

Carried.

**Bylaw No. 1197-09: Close and Dispose of Undeveloped Road Plan 2229ET:  
NW 11-58-13-W4 and SW 14-58-13-W4**

779-09: Coady

That **Bylaw No. 1197-09:** authorize the Municipal Council of Smoky Lake County for the purpose of closing to Public Travel and Disposing of portions of a Public Highway hereby close and consolidate the unused portion of the Undeveloped Road registered in Road Plan 2229ET within NW 11-58-13-W4, affecting 2.12 Acres (0.858 Hectares) and SW 14-58-13-W4, affecting 0.50 Acres (0.202 Hectares), and to Consolidate within NW 11-58-13-W4 and SW 14-58-13-W4, be given **FIRST READING;** and that a Public Hearing be scheduled for Thursday, **October 29, 2009** at 1:00 p.m..

Carried.

**Bylaw No. 1198-09: Close and Dispose of Undeveloped Road Plan 270EO:  
SE 14-58-13-W4**

780-09: Bobocel

That **Bylaw No. 1198-09:** authorize the Municipal Council of Smoky Lake County for the purpose of closing to Public Travel and Disposing of portions of a Public Highway hereby close and consolidate the unused portion of the Undeveloped Road registered in Road Plan 270EO within SE 14-58-13-W4, affecting 0.49 Acres (0.198 Hectares) and to Consolidate within SE 14-58-13-W4, be given **FIRST READING;** and that a Public Hearing be scheduled for Thursday, **October 29, 2009** at 1:00 p.m..

Carried.

**Bylaw No. 1199-09: Close and Dispose of Undeveloped Road Plan 6194BU:  
SE 14-58-13-W4**

781-09: Bobocel

That **Bylaw No. 1199-09:** authorize the Municipal Council of Smoky Lake County for the purpose of closing to Public Travel and Disposing of portions of a Public Highway hereby close and consolidate the unused portion of the Undeveloped Road registered in Road Plan 6194BU within SE 14-58-13-W4, affecting 0.72 Acres (0.291 Hectares) and to Consolidate within SE 14-58-13-W4, be given **FIRST READING;** and that a Public Hearing be scheduled for Thursday, **October 29, 2009** at 1:00 p.m..

Carried.

**Bylaw No. 1200-09: Close and Dispose of Undeveloped Road Plan 2463BM: SE 02-58-13-W4**

782-09: Danyluk

That **Bylaw No. 1200-09:** authorize the Municipal Council of Smoky Lake County **for the purpose of closing to Public Travel and Disposing of portions of a Public Highway hereby close and consolidate the unused portion of the Undeveloped Road registered in Road Plan 2463BM within SE 02-58-13-W4, affecting 2.56 Acres (1.036 Hectares) and to Consolidate within SE 02-58-13-W4,** be given **FIRST READING;** and that a Public Hearing be scheduled for Thursday, **October 29, 2009** at 1:00 p.m..

Carried.

Tracy Rosichuk, Tax and Accounting Clerk entered the Council Chambers, time 9:22 a.m.

Twila Bauman, Planning and Communications Manager left the Council Chambers, time 9:23 a.m.

**2009 Tax Sale: Reserve Bids**

783-09: Coady

That County Council go into an Executive Session to discuss land issues, time 9:23 a.m.

Carried.

784-09: Danyluk

That County Council go out of an Executive Session, time 9:40 a.m.

Carried.

785-09: Coady

That Smoky Lake County approve the 2009 Tax Sale with the following properties and reserve bids:

| <u>Roll Number</u> | <u>Legal Description</u>  | <u>Reserve Bid</u> |
|--------------------|---------------------------|--------------------|
| 14591740           | NE 17-59-14-W4            | \$115,000.00       |
| 22010103           | Plan 1955CL, Blk. 4, Lt 3 | \$ 1,500.00        |

Subject to the following conditions:

1. Each parcel will be offered for sale, subject to a reserve bid and to the reservations and conditions contained in the existing Certificate of Title.
2. These properties are being offered for sale on an “as is, where is” basis and Smoky Lake County makes no representation and gives no warranty whatsoever as to the adequacy of services, soil conditions, land use districting, building and development conditions, absence or presence of environment contamination, or the develop ability of the subject land for an intended use by the Purchaser.
3. No bids will be accepted where the bidder attempts to attach conditions precedent to the sale of any parcel. No terms or conditions of sale will be considered other than those specified by Smoky Lake County. No further information is available at the auction regarding the lands to be sold.
4. Terms: Cash G.S.T. will apply on lands sold at the Public Auction.

Carried.

786-09: Bobocel

That Smoky Lake County approve the 2009 Tax Sale with the following properties and reserve bids:

| <u>Roll Number</u> | <u>Legal Description</u>   | <u>Reserve Bid</u> |
|--------------------|----------------------------|--------------------|
| 40300413           | Plan 314HW, Blk. 4, Lt. 13 | \$ 6,500.00        |
| 40310109           | Plan 716CL, Blk. 1, Lt 9   | \$ 8,000.00        |

Subject to the following conditions:

1. Each parcel will be offered for sale, subject to a reserve bid and to the reservations and conditions contained in the existing Certificate of Title.
2. These properties are being offered for sale on an “as is, where is” basis and Smoky Lake County makes no representation and gives no warranty whatsoever as to the adequacy of services, soil conditions, land use districting, building and development conditions, absence or presence of environment contamination, or the develop ability of the subject land for an intended use by the Purchaser.
3. No bids will be accepted where the bidder attempts to attach conditions precedent to the sale of any parcel. No terms or conditions of sale will be considered other than those specified by Smoky Lake County. No further information is available at the auction regarding the lands to be sold.
4. Terms: Cash G.S.T. will apply on lands sold at the Public Auction.
5. Certificate of Title of the property will be transferred only upon the removal of structure within one-year from the date of sale.

Carried.

**Auctioneer**

787-09: Danyluk

That County Council appoint the Chief Administrative Officer and/or the Finance Manager as the role of Auctioneer for the 2009 Tax Sale.

Carried.

Tracy Rosichuk, Tax and Accounting Clerk left the Council Chambers, time 9:45 a.m.

Twila Bauman, Planning and Communications Manager entered the Council Chambers, time 9:46 a.m.

**Bylaw No. 1201-09: Designation of the Stry Ukrainian Catholic Church as a Municipal Historic Resource**

788-09: Bobocel

That **Bylaw No. 1201-09**: authorize the Municipal Council of Smoky Lake County for the purpose of **designating the Stry Ukrainian Catholic Church as a Municipal Historic Resource** located on Pt. NW 22-58-13-W4 of legal subdivision 14, containing 4.05 hectares (10 acres), be given **FIRST READING**.

Carried.

Moved by Councillor Danyluk that **Bylaw No. 1201-09**: authorize the Municipal Council of Smoky Lake County for the purpose of designating the Stry Ukrainian Catholic Church as a Municipal Historic Resource located on Pt. NW 22-58-13-W4 of legal subdivision 14, containing 4.05hectares (10 acres), be given **SECOND READING**.

Carried.

Moved by Councillor Coady that **Bylaw No. 1201-09**: authorize the Municipal Council of Smoky Lake County for the purpose of designating the Stry Ukrainian Catholic Church as a Municipal Historic Resource located on Pt. NW 22-58-13-W4 of legal subdivision 14, containing 4.05 hectares (10 acres), be given **PERMISSION** for **THIRD AND FINAL READING**.

Carried Unanimously.

Moved by Councillor Bobocel that **Bylaw No. 1201-09**: authorize the Municipal Council of Smoky Lake County for the purpose of designating the Stry Ukrainian Catholic Church as a Municipal Historic Resource located on Pt. NW 22-58-13-W4 of legal subdivision 14, containing 4.05 hectares (10 acres), be given the **THIRD and FINAL READING** and that the Reeve and the Chief Administrative Officer are hereby authorized to fix their signatures to all necessary documents and that the corporate seal also be fastened where it is deemed to be necessary.

Carried.

Twila Bauman, Planning and Communications Manager left the Council Chambers, time 9:49 a.m.

**Vilna Fire Department: Fire Truck**

789-09: Danyluk That Smoky Lake County purchase a new Fire Truck for the Vilna Fire Department from Fort Gary for the amount of **\$308,431.00**.

Carried.

Scott Franchuk, Fire Chief entered the Council Chambers, time 9:52 a.m.

Scott Franchuk, Fire Chief left the Council Chambers, time 9:54 a.m.

**2009 By-Election: Advance Poll**

790-09: Coady That the Advance Poll for the 2009 By-Election be held on Saturday, **October 17, 2009** from 12:00 noon to 4:00 p.m. at the Smoky Lake County Administration Office located at 4612 McDougall Drive in Smoky Lake.

Carried.

**Substitute Returning Officer**

791-09: Coady That Smoky Lake County Council appoint Mrs. Delores Jarema as a Substitute Returning Officer for the October 19, 2009 By-Election for Division Five.

Carried.

**Policy Statement No. 03-14-05: Haul Road Agreement**

792-09: Danyluk

That **Policy Statement No. 03-14-05** entitled " Haul Road Agreement" be amended;

|                                                                                                                                                                                                                                    |                                                                                                       |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------|
| <b>Purpose:</b>                                                                                                                                                                                                                    | To protect and maintain the condition of County roads used for heavy hauling.                         |
| <b>Policy Statement and Guidelines:</b>                                                                                                                                                                                            |                                                                                                       |
| <b>GOAL</b>                                                                                                                                                                                                                        |                                                                                                       |
| <b>Haul Road Agreement:</b> provides the ability to given permission to use roads for a major hauling activity; and outlines conditions for such use(s).                                                                           |                                                                                                       |
| <b>DEFINITIONS:</b>                                                                                                                                                                                                                |                                                                                                       |
| <b>Haul Road:</b> A road that is, from time to time, so designated by the County for a specific hauling activity.                                                                                                                  |                                                                                                       |
| <b>GUIDELINES:</b>                                                                                                                                                                                                                 |                                                                                                       |
| 1. Individuals/companies using a designated haul road are required to enter into a <b>Haul Road Agreement (Schedule "A")</b> .                                                                                                     |                                                                                                       |
| 2. In the case of multiple haul agreements on the same designated haul road/route or portion therefore, the costs of fulfilling the conditions of the multiple agreements shall be apportion at the sole discretion of the County. |                                                                                                       |
| 3. Haul road status for any section of municipal road shall be designated by the Industry Liaison Officer/Public Works Foreman.                                                                                                    |                                                                                                       |
| <b>Schedule "A"</b><br><b>HAUL ROAD AGREEMENT</b>                                                                                                                                                                                  |                                                                                                       |
| This Agreement made this _____ day of _____, 20____;                                                                                                                                                                               |                                                                                                       |
| <b>B E T W E E N:</b>                                                                                                                                                                                                              |                                                                                                       |
| <b>SMOKY LAKE COUNTY</b><br>a Municipal Corporation in the Province of Alberta<br>(hereinafter referred to as the " <b>County</b> ")                                                                                               |                                                                                                       |
| OF THE FIRST PART                                                                                                                                                                                                                  |                                                                                                       |
| <b>- AND -</b>                                                                                                                                                                                                                     |                                                                                                       |
| _____                                                                                                                                                                                                                              |                                                                                                       |
| Phone: ( ) _____ or ( ) _____<br>(hereinafter referred to as the " <b>Company</b> ")                                                                                                                                               |                                                                                                       |
| OF THE SECOND PART                                                                                                                                                                                                                 |                                                                                                       |
| WHEREAS the County has jurisdiction over all local roadways within the Smoky Lake County and;                                                                                                                                      |                                                                                                       |
| WHEREAS the Company wishes to use a designated haul road for the purpose of a _____ haul.<br><i>Activity</i>                                                                                                                       |                                                                                                       |
| NOW THEREFORE in consideration of the premises and the mutual terms, covenants and conditions to be observed and performed, the County and Company agree as follows:                                                               |                                                                                                       |
| <b>1.</b>                                                                                                                                                                                                                          | <b>LOCATION:</b>                                                                                      |
| 1.1                                                                                                                                                                                                                                | Designated haul road/route: _____                                                                     |
| 1.2                                                                                                                                                                                                                                | Any departure by the project from the designated haul road route requires County approval in writing. |
| <b>2.</b>                                                                                                                                                                                                                          | <b>CONDITION OF THE ROAD:</b>                                                                         |
| The haul road will be inspected jointly where possible, prior to commencing the haul, to document the starting condition of the road:                                                                                              |                                                                                                       |
| _____                                                                                                                                                                                                                              |                                                                                                       |
| _____                                                                                                                                                                                                                              |                                                                                                       |

**3. CONDITIONS FOR PERMISSION:**

The Conditions for granting permission to use the haul road are as follows:

3.1 Upon completion of the haul, the road is to be left in the same condition, as inspected before the haul.

3.2 The County is to be notified when each project is started and completed, and total volume and/or tonnage hauled upon completion of the project will be reported to the County.

3.3 The term of this Agreement is:

Date: \_\_\_\_\_ to \_\_\_\_\_  
*Expected Start date Expected End date*

3.4 The County will advise the Company of any weight restrictions or other road restrictions/bans and these shall be adhered to by the Company.

3.4.1 The cost of meeting the following conditions will be the responsibility of the Company, or as otherwise determined by the County.

3.4.2 No hauling during or after any rain or snow that noticeably softens the road.

3.4.3 Dust control is to be maintained at all times, as indicated (*by check marks*).

oil treatments adjacent to residences must be repaired at completion of the haul.

water treatment on the haul road, where no oil treatment applied.

calcium and water will be required if dust can not be controlled with only water, *at County discretion*.

3.4.4 Road must be maintained in a safe and passable condition for all users at all times.

3.4.5 Soft areas that develop during the project shall be stabilized at all times.

3.4.6 Pit run shall not be used at any time on the road.

3.4.7 The haul road is to be re-graveled at the end of the project, at the rate required by the County.

3.5 The Company will comply to the following noise control measures: \_\_\_\_\_.

3.6 Other conditions: \_\_\_\_\_.

**4. FINANCIAL:**

4.1 All costs of compliance with the condition for permission are to be borne by the Company.

4.2 Deposit with the County **an original signed** irrevocable letter of credit or certified cheque in the amount, **as indicated below**, or as determined from time to time, by Council, prior to the project and to be held by the County up to thirty (30) days following the Company notifying the County of the completion of the project. If hauling is postponed or interrupted by weather, the letter of credit will be withheld.

**Gravel Road:**

AMOUNT: MILES = \_\_\_ x \$5,000.00 = TOTAL \$\_\_\_

**Oiled Road:**

AMOUNT: MILES = \_\_\_ x \$30,000.00 = TOTAL \$\_\_\_

**MG or Similar Road Stabilized Material:**

AMOUNT: MILES = \_\_\_ x \$15,000.00 = TOTAL \$\_\_\_

(Suggested wording for the irrevocable Letter of Credit should include: The "Bank Branch" under this Letter of Credit in the form of a written demand, which we shall honor without inquiring whether the County has a right as between the County and "Company Name" to make such demand and without acknowledging any claim of the "Company Name".)

4.3 The funds will be drawn if the conditions within this agreement are not met.

***NOTE: Funds not used will be refunded.***

4.4 The County has the option to cancel the Haul Road Agreement if the status of the haul road changes. The Haul Road Agreement and security deposit will be re-established to reflect any changes.

**5. NON-COMPLIANCE**

5.1 The County may inspect the designated haul road/route at any time during the term of this agreement.

5.2 County will stop the project, if the County, in its sole discretion, judges that the conditions of permission are not being satisfactorily fulfilled.

**6. HOLD HARMLESS:**

6.1 The Company shall indemnify and save harmless the County from any and all losses, costs, damages, actions, causes of action, suits, claims and demands resulting from anything done by the Company.

6.2 In consideration of the permission hereby granted to it by the County, the Company covenants and agrees to arrange for and to pay for and discharge, any and all damages which may result to roads, bridges or other property during such activity and any expenses or out-of-pocket disbursements which may be incurred by the County in connection therewith whether they be for inspection, escort, supervision, repair, maintenance, or whatsoever; and shall indemnify and save harmless the County.

IN WITNESS WHEREOF the said parties hereto have affixed their corporate seals under the hands of proper officers on their behalf, the day and year first above written.

\_\_\_\_\_  
**Company Name**

\_\_\_\_\_  
**Signature of Company Representative**

\_\_\_\_\_  
**Print Name**

**SMOKY LAKE COUNTY**

\_\_\_\_\_  
**Industry Liaison Officer**  
Phone: (780) 656-3730  
Fax: (780) 656-3768  
Cell: (780) 650-5100

Carried.

**Addition to the Agenda:****Bylaw No. 1192-09: Natural Gas**

793-09: Bobocel

That **Bylaw No. 1192-09**: authorize the Municipal Council of Smoky Lake County to provide for the setting and collection of Natural Gas Rates, Fees and Charges, be given **FIRST READING**.

Carried.

Moved by Councillor Coady that **Bylaw No. 1192-09**: authorize the Municipal Council of Smoky Lake County to provide for the setting and collection of Natural Gas Rates, Fees and Charges, be given the **SECOND READING**.

Carried.

Moved by Councillor Danyluk that **Bylaw No. 1192-09**: authorize the Municipal Council of Smoky Lake County to provide for the setting and collection of Natural Gas Rates, Fees and Charges, be given **PERMISSION** for **THIRD AND FINAL READING**.

Carried Unanimously.

Moved by Councillor Bobocel that **Bylaw No. 1192-09**: authorize the Municipal Council of Smoky Lake County to provide for the setting and collection of Natural Gas Rates, Fees and Charges, be given the **THIRD and FINAL READING** and that the Reeve and the Chief Administrative Officer are hereby authorized to fix their signatures to all necessary documents and that the corporate seal also be fastened where it is deemed to be necessary.

Carried.

**5. Issues for Information:****Chief Administrative Officer's Report**

The Chief Administrative Officer gave an updated report to Council for the period of August 21, 2009 to September 16, 2009.

**Legislative / Governance:**

- Re-cycling Council of Alberta Conference: October 14-16, 2009 at Palliser Hotel in Calgary.
- Council will need to decide upon the potential meetings with Alberta Transportation and R.C.M.P for the upcoming AAMD&C Convention.
- Letter from Millar Thomson Law Firm: Re: Complimentary Municipal Law Seminar on October 8, 2009 – RSVP by October 2, 2009.
- Need to address with Policy Committee of the Whole the Bylaw 1143-06: Smoky Lake Heritage Bylaw at the request of the Smoky Lake Heritage Board.

**Administrative:**

- Received letter from Associated Engineering – Re: Letter of authorization for use of Road Allowance (ditch) for Regional Waterline to go adjacent to RR 174 to hook up with Town Water Plant.
- Administrator's Meeting: August 25, 2009.
- Received confirmation from MP Storseth – Re: Smoky Lake County's inclusion in the drought-related tax deferral program area.

**Financial:**

- North Saskatchewan Watershed Alliance requests funding from Smoky Lake County (\$.50/capita) to continue their work on

watershed management plan. However, we might want to clarify political representation in decision-making before contributing.

Next Month's Objectives:

- Budget meetings with Council and Management.

Human Resource:

- The office re-arrangement has met with positive feedback from all departments. I am glad.
- Have now met with all Department Heads (Managers). I am addressing any concerns with them on a department-by-department basis.

Community:

- Assisted ASB in preparing a letter to CTA, Canada Minister of Transport, and CN Rail – Re: Producer Car Loading Facilities in Egremont, Lamont, and Mundare.
- Letter from Smoky Lake Pumpkin Growers – Re: Thanks for previous support, request for support of County labour. Request Reeve to attend ceremony and bring greetings. Have indicated to Recreation Department and Public Works Department the list of needs and timelines.
- Attended funeral for deceased Thorhild County Reeve, Henry Zolkewski. Sent fruit basket from Smoky Lake County Council, Management and staff to his family and made a \$250.00 donation as well to the Thorhild Community Association in lieu of flowers in Henry's memory.
- H1N1 Flu precautions: It has been suggested that in response to the impending H1N1 Flu, that Smoky Lake County help raise awareness of precautions and serve the community by purchasing hand sanitizers for our schools. Cost for all three schools (inclusive) would be near \$1,400.00. This would be a positive, pro-active measure to show the County cares.

Training:

- Attended Alberta Rural Municipal Administrator's Association (ARMAA) Conference in Red Deer on September 10, 2009. Excellent information.

**Re-cycling Council of Alberta: Conference**

794-09: Coady

That the correspondence received on the 2009 Re-cycling Council of Alberta Conference – “Green for Gold” on October 14 – 16, 2009 in Calgary at the Fairmont Palliser Hotel, be filed for information.

Carried.

**2009/2010 to Alberta Transportation: Transportation Priorities**

795-09: Bobocel

That Smoky Lake County prepare a Presentation for the scheduled meeting with Alberta Transportation on November 17, 2009 from 8:00 a.m. to 8:30 a.m. at the Alberta Association of Municipal Districts and Counties Fall 2009 Convention addressing the following 2009/2010 Transportation priorities and project status update:

1. **Highway 28/63 Regional Water Line:** Waskatenau to Spedden.
2. **Status of Project(s): to provide indication on the following:**
  - **Highway 28 to Highway 831:** Construction of the “S” Curve at the intersection junction.
  - **Highway 855 to Highway 28:** Overlay from the boundary of Town Smoky Lake South to the North Saskatchewan River.
  - **Highway 855 North of Buffalo Lake:** Smoky Lake County and Buffalo Lake Metis Settlement recommendation for upgrade to pavement status.
  - **Highway 28:** Re-surface.
3. **Signage: Photo Enforcement Bylaw:** Request permission.

Carried.

**Millar Thomson Law Firm: Law Seminar**

796-09: Danyluk That County Council who can attend and relevant Administration attend the Millar Thomson Law Firm – Municipal Law Complimentary Seminar on October 8, 2009 in Enoch.

Carried.

**Policy Committee Meeting**

797-09: Coady That the **Policy Committee Meeting** be scheduled for Thursday, **October 1, 2009** at 1:00 p.m. to be held at the County Council Chambers to address Bylaw No, 1143-06: Smoky Lake Heritage Bylaw with the Smoky Lake Heritage Board.

Carried.

**Highway 28/63 Regional Water Line: Pipeline**

798-09: Coady That Smoky Lake County send a letter of authorization to B.G. Birch, P. Eng., Senior Specialist, Regional Infrastructure with Associated Engineering to construct a water transmission pipeline within Smoky Lake County Range Road 174, within the existing road right-of-way from the Iron Horse Trail right-of-way to allow construction of the Highway 28/63 Regional Water pipeline which is to serve the Town of Smoky Lake and Hamlet of Warspite.

Carried.

**NSWA: North Saskatchewan Watershed Alliance**

799-09: Bobocel That Smoky Lake County contribute in the amount of \$.50 per capita from the 2010 Budget to the NSWA: North Saskatchewan Watershed Alliance to support the water resources and watershed planning activities and continue the work on the Watershed Management Plan.

Carried.

**Budget Meeting: 2010 Council Expectations**

800-09: Coady That County Council schedule a **County Council Budget Meeting** to discuss the 2010 Council Expectation on Tuesday, **September 22, 2009** following the Committee of the Whole Planning: FCSS Meeting to be held at the County Council Chambers.

Carried.

**Budget Meeting: Five-Year Capital and Three-Year Road Plan**

801-09: Bobocel That County Council schedule a **County Council Budget Meeting** to address the Five-Year Capital and Three-Year Road Plan on Thursday, **November 12, 2009** at 9:00 a.m. to be held at the County Council Chambers.

Carried.

**2009 Pumpkin Fair and Weigh-off**

802-09: Bobocel That the Smoky Lake County Reeve attend the 2009 Pumpkin Fair and Weigh-off on October 3, 2009 in Smoky Lake to participate in the Grower's/Dignitaries Parade and bring greetings on behalf of Smoky Lake County.

Carried.

**County of Thorhild: Reeve Henry Zolkewski**

803-09: Coady That County Council approve the action take by the Chief Administrative Officer for sending a fruit basket to Zolkewski's Family and for the donation in the amount of **\$250.00** provided to the Thorhild Community Association in memory of the County of Thorhild Reeve Henry Zolkewski.

Carried.

**Aspen View Schools: Hand Sanitizers**

804-09: Coady That Smoky Lake County, upon receiving approval from Aspen View Schools, purchase the Hand Sanitizers with one fill of sanitizer for the three schools: H.A. Kostash School, Vilna School and the Holy Family Catholic School, not the exceed the amount of **\$1,400.00**.

Carried.

**Financial Update:** As annexed to the minutes:

↳ Financial Statement for the Month of **July 2009**.

**Action List:**

↳ **Action List:**  
**County Council: August 20, 2009.**

805-09: Bobocel That the updated report for the period of August 21, 2009 to September 16, 2009 by the Chief Administrative Officer, be accepted and filed for information.

Carried.

**7. Delegation(s):****Smoky Lake Town and Country Golf Club**

No presentation from the delegation scheduled for 10:45 a.m. from the Smoky Lake Town and Country Golf Club, Maurice Lalonde, President to discuss with Council on the issue of Promotion to form a Tourism Marketing Consortia, as per letter received from Jim Fraser, Manager, CPCA Head Golf Professional, dated September 8, 2009.

806-09: Danyluk That Smoky Lake County refer the letter received from Jim Fraser, Manager, CPCA Head Golf Professional, Smoky Lake Town and Country Golf Club, dated September 8, 2009 to the JEDI: Joint Economic Development Initiative Committee, in regards to the request to participate as a partner in a Tourism Marketing Consortia Grant Application to Travel Alberta.

Carried.

**Smoky Lake Trail Twisters**

Present before County Council at 11:05 a.m. to 11:20 a.m. were Vern Billey, President, Smoky Lake Trail Twisters and representatives: George and Pat Deputat, Walter Sadoway, Hector Dalpe, Dave Dalby, Del Huchulak and Ed Worsulak to request from the County permission to implement and construct a new multi-use trail on existing undeveloped road allowances from Hanmore Lake to Whitefish Lake and to register these trails so the development of a road does not destroy the system and be maintained as recreational trails.

807-09: Coady That the Chief Administrative Officer be authorized to contact the County legal solicitors to inquire about undeveloped road allowances being utilized to implement and construct a multi-use recreational trail.

Carried.

**9. Public Question and Answer Period:**

**11:25 a.m. to 11:30 p.m.**

**Cody Sorokan  
Grade 11 Student**

**Question:** What is the purpose to this multi-use trail requested to be constructed? Is it like the Iron Horse Trail?

**Reply:** The proposed multi-use trail is requested to be constructed on “undeveloped” County road allowances into trails through the bush – not high grade.

**Cody Sorokan  
Grade 11 Student**

**Question:** Is Highway 855 from Highway 28 being re-paved?

**Reply:** This is one of the priorities that County Council will address with Alberta Transportation.

**Gabriella Cherniwchan  
Grade 11 Student**

**Question:** What is the purpose of the Pavilion being built?

**Reply:** This project is implemented by the Smoky Lake Kinsmen Club with a grant provided to construct an Open Air Pavilion in the Kinsmen Park. A large open space to host public events.

Brenda Adamson, Finance Manager entered the Council Chambers, time 11:30 a.m.

**Finance Manager’s Report**

County Council welcomed Brenda Adamson to her first County Council meeting and look forward to working with her.

Brenda Adamson, Finance Manager provided an updated Finance report for the period of August 10, 2009 to September 2, 2009.

**Unbudgeted Expenditure: Shop Press**

808-09: Coady

That Smoky Lake County approve the unbudgeted expenditure of a Shop Press in the amount of **\$8,178.45** to be funded through expected Public Works Department – Transportation Capital surpluses.

Carried.

**Property Tax Levy: Cancellation**

809-09: Danyluk

That Smoky Lake County cancel the 2007 Property Tax Levy in the amount of \$490.95 on Tax Roll Account Number 12601620.

Carried.

810-09: Coady

That the Finance Manager’s Report received by Brenda Adamson for the period of August 10, 2009 to September 2, 2009, be accepted and filed for information.

Carried.

Brenda Adamson, Finance Manager left the Council Chambers, time 12:10 p.m.

#### **H.A. Kostash Grade 11 Students**

Reeve Dareld Cholak presented County Sport Timers to the Grade 11 students from H.A. Kostash School - a small gift of appreciation for attending the meeting and taking an interest in Municipal Government.

Grade 11 students from H.A. Kostash School left the County Council meeting.

#### **Meeting Recessed**

Meeting recessed for Lunch, time 12:10 p.m.

#### **Meeting Reconvene**

The meeting reconvened on a call to order by Reeve Dareld Cholak at 1:50 p.m. in the presence of all Council members, and in the presence of the Chief Administrative Officer, and the Assistant Chief Administrative Officer/Recording Secretary.

#### **Management Report: Public Works Manager**

##### **2009 Road Projects**

811-09: Danyluk That Smoky Lake County defer the 2009 Road Project R2964: Twp 610 between RR 170 – RR 163 to Year 2010 Road Project Plan.

Carried.

812-09: Danyluk That Smoky Lake County defer the 2009 Road Project MG964: RR 162 between Hwy 28 – Twp 600 and any remaining funding balance to Year 2010 Road Project Plan to complete the MG.

Carried.

813-09: Coady That Smoky Lake County approve to re-allocate 2009 Road Project surplus funding from the Road Project R2983: RR 182 between Hwy 28 – Twp 590 in the amount of **\$15,780.72** to the 2009 Road Project RR2973: RR 170 between Hwy 28 – Twp 590.

Carried.

#### **Management Reports**

814-09: Bobocel That the management reports received for the period of August 21, 2009 to September 8, 2009 from Doug Ponich, Public Works Manager; Bob Novosiwsky, Public Works Foreman; Dave Kully, Public Works Shop Foreman; Ed English, Peace Officer; John Malysh, Natural Gas Manager, Dave Franchuk, Water, Wastewater, and Waste Management Manager, Scott Franchuk, Agricultural Service Board; Twila Bauman, Planning and Communications Manager; and Trevor Tychkowsky, Safety Officer, be accepted and filed for information.

Carried.

**Reeve's Report**

Reeve Dareld Cholak presented the following report:

- Issues will be addressed during the Committee Task Force and Board reporting.
- Attended County of Thorhild Reeve Henry Zolkewski Funeral in Thorhild held at the Thorhild Community Hall.
- Evergreen Regional Waste Management Meeting scheduled for September 18, 2009 has been moved to the St. Paul Office.
- Federation of Gas Alberta met with Honourable Lloyd Snelgrove, Treasury Board; request for funding - unsuccessful meeting.
- Federation of Gas Alberta Fall 2009 Zone 3/4 Meeting will be held at the Goose Hummock Golf Resort - Gibbons.

815-09: Bobocel

That the Reeve's report received, be accepted.

Carried.

**Committee Task Forces and Boards: Report****Alberta HUB**

- No report.
- Next HUB meeting is scheduled for September 25, 2009.

**Ambulance Committee**

- No report.

**Community Futures Corporation: St. Paul / Smoky Lake Region**

- First quarter review completed by CFNA: Community Futures National Association – performance has met its targets.
- Will be attending the Community Future Symposium on September 23 and 24, 2009 in Edmonton.

**Evergreen Regional Waste Management**

- No report.
- Next meeting is scheduled for September 18, 2009.

**Family Community Support Services Committee**

- Meeting is scheduled for September 22, 2009.
- Letter: Brian Broughton, Co-Chair, North Central Alberta, Child and Family Services Authority, dated September 2, 2009 – regarding the 2010 – 2013 Business Planning Community Consultation on September 24, 2009 in St. Paul.

**Family-School Liaison Committee**

- No report.
- Next meeting is scheduled for October 6, 2009.

**Fire and Rescue Committee****Vilna:**

- No report.

**Waskatenau:**

- No report.

**Smoky Lake:**

- Smoky Lake Fire Department and Waskatenau Fire Department were invited by the Vilna Fire Department's Function. It was wonderful to see the Fire Departments participating together.
- Smoky Lake County and Town Fire and Rescue Committee meeting is scheduled for October 15, 2009 at 7:00 p.m..

**Government Liaison Committee**

- Meeting scheduled with Alberta Transportation at the 2009 Fall Alberta Association of Municipal Districts and Counties on November 17, 2009 at 8:00 a.m. to 8:30 a.m.

**Highway 28/63 Regional Water Group Steering Committee**

- Highway 28/63 Regional Water Services Commission Meeting Tap Turning scheduled for September 21, 2009 in Waskatenau.

**In-House Safety Committee**

- Minutes: July 21, 2009 and Agenda: August 25, 2009.
- External Audit: Town of Fairview will be doing the external audit for the County and Trevor Tychowsky will be doing an external audit in La Lac Biche County.
- Two staff members will be attending the Alberta Health and Safety Convention scheduled for October 26-28, 2009 in Calgary.

**Joint Economic Development Initiative (JEDI) Committee**

- Meeting is scheduled for September 22, 2009 at 5:00 p.m.

**Municipal Planning Commission**

- No report.

**Northern Care**

- No report.

**North East Muni-Corr Ltd.**

- Trail Clean-up: September 20, 2009.
- Trail Classes – Quad Safety Classes: Presenter Barry Stolstrom with Alberta Traffic Safety.
- Tragic Accident of a single ATV Collision on the Iron Horse Trail on September 12, 2009 near Elk Point that claimed the life of a six year old child.
- Jubilee Insurance has started a file for Muni-Corr and Riverland.

**Policy Committee**

- No report.

**R.C.M.P. Liaison Committee**

- Letter: Dee Cherwoniak, Unit Program Coordinator, Redwater-Smoky Lake Victim Services, dated September 16, 2009: Letter of Support.

816-09: Bobocel

That Smoky Lake County write a letter of support to the Redwater-Smoky Lake Victim Services indicating that the County supports the grant application for the operations of the unit, to demonstrate commitment, collaboration, networking of partnership with Victim Services.

Carried.

**Risk Control Management Committee**

- **Minutes:** Added Named Insured:  
**Smoky Lake Riding Club:**  
Financial Statement: Year-End – December 31, 2008.  
Financial Statement: January 1, 2009 to August 31, 2009.

**Smoky Lake Pumpkin Growers Association:**

Minutes:

- January 15, 2009: Brochure Planning Meeting. ©
- March 12, 2009: 2008 Annual and Regular Meeting.
- April 20, 2009: Regular and Budget Meeting. ©
- April 29, 2009: Souvenir Meeting. ©
- May 25, 2009: Souvenir Meeting. ©

**Smoky Lake Agricultural Society**

- Meeting held on September 8, 2009.
- Ag Society Repairs on the Air Makeup Unit problem forwarded to the Insurance.
- Local Ken Billey to look at the Air Makeup Unit.
- A key was given to the Principal of H.A. Kostash School in case of a disaster.
- Complex Kitchen will be utilized on Tuesday and Thursday to prepare H.A. Kostash School Hot Lunches.
- Advertising for a Caterer for the Complex.

**Smoky Lake Foundation**

- Smoky Lake Bar-V-Nook Lodge: 8 Vacancies.
- Vilna Lodge: 10 Vacancies.
- Vilna Alzheimer's Unit: Full Occupancy.
- Self-Contained Units – Full Occupancy.
- Vilna Lodge: TV purchased.

**Smoky Lake Arts Retreat**

- No report.

**Victoria Settlement Advisory Committee**

- No report.

**Smoky Lake Heritage Board**

- No Minutes.

**Doctor Retention and Recruitment Committee**

- 2<sup>nd</sup> Annual Rural Alberta Community Physician Recruitment and Retention (R&R) Workshop on September 23 and 24, 2009 in Nisku.
- Correspondence: Community Recruitment and Retention – Community Involvement in developing vacant physician positions being promoted.

**Joint Municipalities**

- The next Joint Municipalities is scheduled for Monday, September 28, 2009 hosted by the Village of Waskatenau held at the Community Hall.

**AAMD&C District 5**

- **Agenda Package:** For the meeting scheduled for the AAMD&C District 5 on Monday, October 5, 2009 – hosted by County of Vermilion River held at the Clandonald Community Hall.

817-09: Bobocel

That County Council who can attend and administration attend the Alberta Association of Municipal District and Counties District 5 meeting on October 5, 2009 at the Clandonald Community Hall, hosted by County of Vermilion.

Carried.

818-09: Coady That the Committee Task Force and Board Reports presented by Councillors be accepted.

Carried.

**6. Correspondence:**

819-09: Danyluk That the following correspondence received from the Alberta Association of Municipal Districts and Counties, be filed for information:

- a. Contact Newsletter:
  - August 21, 2009.
- b. Contact Newsletter:
  - August 28, 2009
- c. Contact Newsletter:
  - September 4, 2009.

Carried.

**Agricultural Service Board Program**

820-09: Bobocel That Smoky Lake County acknowledge receipt of the letter received from Eileen Chauvet, Supervisor, Agriculture Service Board Program, dated August 10, 2009 in regards to the Agricultural Service Board Grant – First Allocation in the amount of \$78,330.00 for 2009/2010.

Carried.

**Municipal Affairs: Let's Resolve**

821-09: Coady That the correspondence and brochure received from Bill Diepeveen, Manager, Municipal Dispute Resolution Services, Municipal Services, dated August 11, 2009 in regards to Let's Resolve Workshops for 2009/2010, be filed for information.

Carried.

**Alberta Police and Peace Officers' Memorial Day**

822-09: Coady That the letter received from Roni Pagliuso, Manager Program Development and Support, Solicitor General and Public Security, dated July 13, 2009 in regards to the Alberta Police and Peace Officers' Memorial Day 2009 on September 27, 2009 at the Alberta Legislature, be filed for information.

Carried.

**2008 Financial Return**

823-09: Bobocel That the letter received from Honourable Ray Danyluk, Minister of Municipal Affairs, dated August 25, 2009 in regards to Smoky Lake County submission of the 2008 Financial Information Return and 2008 Financial Statements well before the legislated deadline, be filed for information.

Carried.

**Smoky Lake Preschool**

824-09: Coady

That the letter received from Carrie Melnyk, President, Smoky Lake Preschool, dated June 1, 2009 expressing thank you to Council for the financial donation, be filed for information.

Carried.

**North East Muni-Corr: Golf Tournament**

825-09: Danyluk

That the correspondence received from Marianne Price, Administrative Coordinator, Alberta's Iron Horse Trail in regards to the North East Muni-Corr Golf Tournament re-scheduled to September 21, 2009, be filed for information.

Carried.

**Northern Lights Library System**

826-09: Danyluk

That the correspondence received from the Northern Lights Library System in regards to the Board Meeting #97 Minutes of May 2, 2009 held at Elk Point and the Conference: Libraries – A Place to Grow Conference on September 17-19, 2009 in Elk Point, be filed for information.

Carried.

**2009 Centenary Pioneer Recognition Program**

827-09: Bobocel

That County Council advertise in the Smoky Lake County Grapevine the 2009 Centenary Pioneer Recognition Program and the Alberta-Ukraine Genealogical Project for persons interested to self-application nominations.

Carried.

**Village of Waskatenau**

828-09: Coady

That the c.c. letter received from Bernice Macyk, Municipal Administrator, Village of Waskatenau, dated August 11, 2009 in regards to the Request for Transfer of files from Alberta Permit Pro to Inspections Group Inc., be filed for information.

Carried.

**Peace Officer Program Review**

829-09: Danyluk

That the letter received from Glen Behiels, Acting Manager, Peace Officer Program, Solicitor General and Public Security, dated August 26, 2009 in reference to the Smoky Lake County Peace Officer Program Review, conducted on April 20, 2009, be filed for information.

Carried.

**Alberta Electoral Boundaries**

830-09: Bobocel

That the letter and brochure received from Honourable Judge Ernest J.M. Walter, Chairman, dated August 28, 2009 in regards to the Alberta Electoral Boundaries Commission 2009/10 in the province and the proposed changes within the guidelines provided in the Electoral Boundaries Commission Act, be filed for information.

Carried.

**Warspite Moms & Tots: Added Named Insured**

831-09: Bobocel That Smoky Lake County cancel the Liability Insurance Policy with Jubilee Insurance Agencies for the Warspite Moms & Tots, as per the letter received from Nancy Senetza, President, Warspite Moms & Tots, dated August 30, 2009; and delete Warspite Moms & Tots as an Added Named Insured from the County's Insurance Policy.

Carried.

**Warspite Moms & Tots: Insurance Premium**

832-09: Danyluk That Smoky Lake County cancel the Liability Insurance premium with Jubilee Insurance Agencies for the Warspite Moms & Tots for the 2009 Year and write-off the amount of \$345.88 including penalties from the Accounts Receivable Aging Report.

Carried.

**Warspite Moms & Tots: Dispersal of Funds**

833-09: Coady That Smoky Lake County write a letter to the Warspite Moms & Tots advising that it is the sole decision of the organization to disperse any funds remaining.

Carried.

**2009 Northern Premier's Dinner**

834-09: Danyluk That the correspondence received from the PC Alberta, dated September 4, 2009 in regards to the 2009 Northern Premier's Dinner on October 1, 2009 at the Sawridge Inn and Conference Centre in Fort McMurray, be filed for information.

Carried.

**True Sport**

835-09: Danyluk That the letter received from Karri Dawson, Director, Community Engagement, True Sport, dated August 10, 2009 in regards to True Sport Movement, be filed for information.

Carried.

**Information Releases**

836-09: Bobocel That the Information Releases, dated September 2009, be filed for Information.

Carried.

**Reading File**

No correspondence in the Reading File.

**8. Executive Session**

**County Land and Personnel Issue**

837-09: Bobocel That County Council go into an executive session to discuss a County land and personnel issue, time 2:00 p.m.

Carried.

Twila Bauman, Planning and Communications Manager entered the Council Chambers, time 2:10 p.m.

Twila Bauman, Planning and Communication Manager left the Council Chambers, time 2:45 p.m.

838-09: Bobocel That County Council go out of an executive session, time 3:00 p.m.

Carried.

**Survey of Road Allowance: NE 32-58-19-W4 – Lot 5, Plan 4486TR**

839-09: Bobocel That Smoky Lake County conduct a survey of Road Allowances adjacent to NE 32-58-19-W4 – Lot 5, Plan 4486 TR and proceed to close appropriate portions of these road allowances and sell these portions at fair market value.

Carried.

**Bills & Accounts:**

840-09: Coady That all the Bills and Accounts approved for payment, including the bills and accounts recommended for payment by the Natural Gas Council, including transfers to the Payroll Account be filed for information:

| <b>September 17, 2009</b>             |                       |                        |
|---------------------------------------|-----------------------|------------------------|
| <b>Batch #</b>                        | <b>Cheque Numbers</b> | <b>Total of Batch</b>  |
| 21017                                 | 24339 to 24391        | \$ 422,289.08          |
| 21025                                 | 24392 to 24395        | \$ 4,622.55            |
| 21033                                 | 24396                 | \$ 4,295.59            |
| 21047                                 | 24397                 | \$ 203,461.54          |
| 21053                                 | 24398 to 24410        | \$ 178,188.19          |
| 21077                                 | 24411 to 24468        | \$ 139,240.88          |
| <b>Total Cheques</b>                  |                       | <b>\$ 952,097.83</b>   |
| <b>Direct Debit Register</b>          |                       |                        |
| 21058                                 | Smoky Lake County     | \$ 139,771.98          |
| 21059                                 | Smoky Lake County     | \$ 132,436.57          |
| 21075                                 | Bank of Canada        | \$ 2,050.00            |
| <b>Total Direct Debits</b>            |                       | <b>\$ 274,258.55</b>   |
| <b>Grand Total Bills and Accounts</b> |                       | <b>\$ 1,226,356.38</b> |

Carried.

**County Council Meetings**

841-09: Bobocel

That the next County Council Meetings be scheduled for Thursday, **October 29, 2009** following the Organizational Meeting to be held at the County Council Chambers; and on Thursday, **December 10, 2009** at 9:00 a.m. to be held at the County Council Chambers; and that the **County Council Organizational Meeting** be scheduled for Thursday, **October 29, 2009** at 9:00 a.m. to be held at the County Council Chambers; and that the County Council Departmental Operations Meetings be scheduled for Tuesday, **November 24, 2009** at 1:00 p.m. to be held at the County Council Chambers.

Carried.

**ADJOURNMENT:**

842-09: Bobocel

That this meeting be adjourned, time 3:05 p.m.

Carried.

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REEVE

**S E A L**

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CHIEF ADMINISTRATIVE OFFICER