

## ADOPTION OF AGENDA

### #2016-SEP-07 REGULAR MEETING OF TOWN COUNCIL – MONDAY, SEPTEMBER 12, 2016

Councillor Simpson moved adoption of the Agenda as presented.

Carried unanimously.

## ADOPTION OF MINUTES

### #2016-SEP-08 REGULAR MEETING OF TOWN COUNCIL – MONDAY, AUGUST 8, 2016

Councillor MacPhee moved that the Minutes of the Regular Meeting of Town Council held on Monday, August 8, 2016 be received and filed.

Carried unanimously.

### #2016-SEP-09 SPECIAL MEETING OF TOWN COUNCIL – WEDNESDAY, SEPTEMBER 7, 2016

Councillor Kozakiewicz moved that the Minutes of the Special Meeting of Town Council held on Wednesday, September 7, 2016 be received and filed.

Carried unanimously.

## CORRESPONDENCE

### #2016-SEP-10 HEARTLAND PIPELINE PROJECT UPDATE – LICENSE EXTENSION

Correspondence dated August 5, 2016 from Paul Godley, Project Director, Heartland Pipeline GP Ltd., stating:

*This letter is to provide additional information on the Heartland Pipeline Project, further to an update provided in May, 2016 regarding the status of the Alberta Energy Regulator (AER) licences for the Project.*

#### ***Background***

*Previously, Heartland Pipeline GP Ltd. (Heartland), a wholly owned subsidiary of TransCanada Pipelines Limited (TransCanada), applied to the AER to build, own and operate the Project, which is designed to transport Canadian crude oil resources from Alberta's Industrial Heartland region to the Hardisty, Alberta hub. The Project consists of a 914 millimeter (36-inch) crude oil pipeline approximately 200 kilometres (km) in length with associated pipeline installations and surface facilities.*

*On May 7, 2015, the AER approved the Project, and issued the following licenses to Heartland:*

- *Pipeline Licence 57197 – Heartland Pipeline*
- *Pipeline Licence 57199 – Keystone Hardisty Tank Terminal (KHTT) Interconnect*
- *Pipeline Licence 57200 – Husky Interconnect*
- *Installation Licence 57198 – Associated pipeline installations for the Project, including the Lead Pump Station and Booster Pump Station*

*Together, these licences allow Heartland to build, own and operate the Project.*

#### ***AER Licence Extension***

*Following the approval for the Project, there has been an unprecedented decline in crude oil prices. As a result, Western Canadian producers have re-evaluated the timing of projects, and delayed development plans until more supportive market conditions emerge.*

*Consequently, Heartland requested an extension of the above noted licences for a period of three years. The AER has granted the extension, and has assigned a new expiry date of May 7, 2019.*

#### ***Construction Timeline***

*It is important to have the right infrastructure in place to move resources safely and reliably to market at the right time. Heartland continues to work with its' long-term committed shippers to determine appropriate timing for the construction of the Project. We do not expect to begin construction at this time; we will provide another update in 2017.*

*We work very hard to be a good neighbour, and we remain committed to communicating with stakeholders and Aboriginal communities annually as we move forward with the Project.*

Councillor Simpson moved that the correspondence dated August 5, 2016 from Paul Godley, Project Director, Heartland Pipeline GP Ltd., be received and filed.

Carried unanimously.

#### **#2016-SEP-11 COUNTY OF MINBURN – 2016 GRANT FUNDING**

Correspondence dated August 12, 2016 from David Marynowich, County Manager, County of Minburn, stating:

*The County of Minburn No. 27 Recreation Board at the August 12, 2016 meeting reviewed your 2016 grant application request for recreation funding.*

*The Board approved a recreation/facility improvement grant in the amount of \$319,087.00 for the Town of Vegreville Recreation, Culture & Facilities.*

*A cheque in the amount of \$319,087.00 for the 2016 recreation/facility improvement grant will be mailed by October 31, 2016.*

*On behalf of the Board, thank you for your continued involvement in recreational activities for the benefit of the residents of the County of Minburn.*

Councillor Kozakiewicz moved that the correspondence dated August 12, 2016 from David Marynowich, County Manager, County of Minburn, be received and filed.

Carried unanimously.

#### **#2016-SEP-12 FISHER CHIROPRACTIC – REQUEST FOR SIDEWALK**

Correspondence dated August 23, 2016 from Dr. Dan Fisher, Fisher Chiropractic Centre, stating:

*Thank you for your interest and the time you have given me discussing aspects of my new clinic construction here in Vegreville. We have discussed my request for the town to construct a new pedestrian sidewalk on 47A Street, along the western edge of the lot we are building upon. I informed you that I have discussed my request for new sidewalk construction with the Infrastructure and Planning department, both Kerina and Dale. I was informed that the budget for sidewalks has been done for the year and I could wait to put in my request for next year's budget. If I thought it was needed sooner then, as the developer, I could obtain permission from the town to construct the sidewalk at my expense.*

*In building a new state of the art clinic in Vegreville I have looked at establishing a barrier free design. My chiropractic clinic has been in Vegreville since 1950 and with me as owner since 1996. I have enjoyed the first 20 years of being a doctor here in Vegreville and this clinic will keep it here for many more years. It is imperative that barrier free access is available immediately with this build.*

*My conversations with you have focused upon the need to be handicap, mobility challenged, and senior accessible. We have discussed a parking lot and the ability to use the curb parking along 47A Street to allow these patients with mobility issues minimal stress. What is missing is a town sidewalk beside my clinic along 47A Street. For proper access mobility challenged patients of all ages cannot have a grassy or snow covered boulevard. By having a proper sidewalk which extends the 125 ft. along our West side, the citizens of Vegreville and the surrounding area will have the access required.*

*We are to start with construction within the week. Can you please review my request and involve the appropriate departments and council if necessary. I am asking that the town pay for addition of this new sidewalk. Our tentative move in date in February 14, 2017. With this in mind we hope this request could be granted approval and the sidewalks could be finished by fall of 2016.*

*Cliff, there is a possibility that the construction of this sidewalk could be concurrent with Vantage Builders pouring of the additional sidewalks we have in within our site plan.*

*For your benefit, I have included a picture of our current site plan, the town's boulevard on 47A St. and the proposed new town sidewalk within it. If you have any questions or concerns, please contact me directly.*

*Thanking you in advance for your timing review of this matter.*

Councillor Kozakiewicz moved that Town Council approve funding for the addition of a new sidewalk on 47A Street, along the west side of new construction of Fisher Chiropractic.

In Favour: Councillors Kozakiewicz and Simpson

Opposed: Mayor Hayduk, Councillors MacPhee and Rudyk

Defeated.

### #2016-SEP-13 ATCO ELECTRIC DISTRIBUTION REVENUE FORECAST FOR 2017 FRANCHISE FEE

Correspondence dated August 17, 2016 from LeeAnne Kermode, Customer Services Representative, ATCO Electric, stating:

*Your Franchise Agreement allows for an annual change to the franchise fee percentage. However, a certain procedure must be followed, before the fee can be changed. This letter will help you with that procedure.*

*The steps needed to change the fee are:*

1. *Your Municipality must decide if a change is required and what the new fee percentage should be. ATCO Electric will provide revenue estimates to help you with this (if the new fee is greater than the pre-approved cap in your franchise, a different process is required).*
2. *In accordance with the Alberta Utilities Commission (AUC) Decision approving your Franchise Agreement, you must publish a public notice of the proposed change in the local newspaper with the greatest circulation. This notice must include the effect of the proposed change for the average residential customer. ATCO Electric can estimate the new charges and the effect on an average customer bill. We recommend that fee change notices be published before Oct 14, 2016.*
3. *Residents must have at least 14 days from the publication of the notice to make their concerns known to the Municipality and the Municipality is to respond to these concerns.*
4. *The Municipality will advise ATCO electric by letter of the new fee percentage. This letter is to include a copy of the public notice, publication details (date and paper), and any comments the Municipality wants to include on the public response.*
5. *ATCO Electric will apply to the AUC to change the rate. Copies of the Municipality's letter and notice will be included with ATCO Electric's application. ATCO Electric must receive the municipality's request (complete with a copy of the notice) before December 1, 2016 in order to obtain AUC approval and start billing the new fee January 1, 2017.*
6. *The AUC must approve the change to ATCO Electric's rates. Provided the Commission is satisfied that proper notice was given and no one has complained directly to the Commission, this approval should come quickly.*
7. *Once the rate change is approved, ATCO Electric will start to charge and remit the new fee.*

*The following information will help you decide on the appropriate fee percentage.*

Current Fee Percentage	Current Fee Cap	Distribution Revenue Previous calendar year	Estimated 2016 Distribution Revenue	Estimated 2017 Distribution Revenue
8.0% of distribution Revenue	20%	\$5,700,125.64	\$5,672,574.51	\$5,789,429.54

***To estimate the franchise fee, multiply the fee percentage by the estimated Distribution Revenue. When calculating your revenue requirements please remember that this fee is paid in addition to the linear taxes on the distribution system.***

*We are available to discuss this with you in more detail. If you have any questions or comments please call me at (780) 632-5701.*

Councillor Kozakiewicz moved that the correspondence received August 17, 2016 from LeeAnne Kermode, ATCO Electric, be received and filed; and

Further that the Town of Vegreville set the ATCO Electric Franchise Fee at 9% effective January 1, 2017.

In Favour: Mayor Hayduk, Councillors Kozakiewicz, MacPhee and Rudyk

Opposed: Councillor Simpson

Carried.

**#2016-SEP-14 ALARIE ASSET DISTRIBUTION**

Correspondence dated August 25, 2016 from Grant S. Dunlop, Q.C., Ogilvie LLP, Barristers & Solicitors, stating:

*I act for the Alberta Local Authorities Reciprocal Insurance Exchange (“ALARIE”). ALARIE was established in 1990 by the Alberta Urban Association, Alberta Association of Municipal Districts and Counties and Alberta School Trustees’ Association (which was later renamed Alberta School Boards Association). ALARIE issued liability insurance policies to school boards, municipalities and other local authorities between 1990 and 2002. Town of Vegreville obtained liability insurance from ALARIE during at least some of that period. ALARIE has now settled the last of the claims insured by it and it is fortunate to have surplus assets of approximately \$13,500,000. It has sought professional advice from MNP LLP regarding a fair distribution of those assets among several hundred school boards, municipalities and other local authorities which at one time were insured by it. In that regard, please find enclosed the following:*

1. An Originating Application filed August 5, 2016 in which Town of Vegreville is a Respondent;
2. An Ex Parte Order granted August 15, 2016;
3. An invitation to attend one of three webinars to be conducted September 19, September 30, and October 12, 2016.

*The Originating Application refers to an Affidavit of Alan Wood and an Expert’s Report of Lisa Majeau Gordon, who is a Partner with the accounting and consulting firm of MNP LLP, specializing in investigative and forensic accounting. The Affidavit and Expert’s Report can be reviewed and downloaded at the following website:*

[www.ogilvIELaw.com/sections/ALARIE](http://www.ogilvIELaw.com/sections/ALARIE)

*ALARIE has scheduled an application before the Honourable J.D. Rooke, Associate Chief Justice of the Court of Queen’s Bench of Alberta at the Law Courts in Edmonton on Monday, December 19, 2016 at 9:00 a.m. at which time ALARIE will seek Court approval of its expenditures and its proposed distribution of its remaining assets. The percentage of its assets which ALARIE proposes to distribute to Town of Vegreville is 0.00%. The proposed distribution is based on the individual contributions and claims by each organization insured by ALARIE, including Town of Vegreville. The distribution calculations are explained in detail in the Expert’s Report.*

*Mr. Alan Wood and Ms. Lisa Majeau Gordon are prepared to respond to any questions you may have about the proposed distribution during one of the webinars on September 19, September 30 and October 12, 2016. The details of those webinars are set out in the enclosed invitation. If you have any questions, I encourage you to attend a webinar and ask your questions there. I will also be in attendance to respond to any questions regarding the legal process. Thank you for your attention to this matter.*

Councillor Simpson moved that the correspondence dated August 25, 2016 from Grant S. Dunlop, Q.C., Ogilvie LLP, Barristers & Solicitors, be received and filed.

Carried unanimously.

**#2016-SEP-15 ALBERTA MUNICIPAL AFFAIRS – GAS TAX FUND (GTF) FUNDING**

Correspondence dated August 29, 2016 from Honourable Danielle Larivee, Minister of Municipal Affairs, stating:

*The Government of Alberta is committed to working with municipalities to make life better for Albertans. By providing stable, predictable funding to our municipal partners, we continue to ensure you have the resources needed to meet your local infrastructure priorities and strengthen the communities you call home. Alberta is partnering with the Government of Canada to provide Gas Tax Fund (GTF) funding to assist with building strong, safe, and resilient communities.*

*I am pleased to accept the following qualifying project submitted by your municipality under the GTF program.*

<i>Project #</i>	<i>Project Name</i>	<i>GTF Funding</i>
7111074	52 Avenue Reconstruction	\$85,431

*The provincial government appreciates opportunities to celebrate your GTF funded projects with you, so please send invitations for these milestone events to my office. If you would like to discuss possible project recognition events and activities, as outlined in the program guidelines, contact Municipal Affairs Communication, toll-free at 310-0000, then 780-427-8862, or at [ma.gtfgiants@gov.ab.ca](mailto:ma.gtfgiants@gov.ab.ca)*

*I look forward to working in partnership to strengthen Alberta’s communities.*

Councillor Kozakiewicz moved that the correspondence dated August 29, 2016 from Honourable Danielle

Larivee, Minister of Municipals Affairs, be received and filed.

Carried unanimously.

## FINANCIAL

### #2016-SEPT-16 TOWN OF VEGREVILLE MONTHLY CASH STATEMENT FOR MONTH ENDED JULY 31, 2016

Councillor MacPhee moved that the Town of Vegreville Monthly Cash Statement for the month ended July 31, 2016 be received and filed.

Carried unanimously.

## MEMORANDA

### #2016-SEPT-17 2016 TAX SALE AND RESERVE BIDS

A Request for Council Decision dated September 7, 2016 from Cliff Craig, Interim CAO, stating:

*Properties that are in tax arrears for more than two years are placed on Tax Notification through the Land Titles Office. If the properties on tax notification remain in arrears at March 31 in the year following the notification, the municipality must offer these lands for sale by public auction before March 31 in the following year. This year, the Town has twenty six (26) properties eligible for tax sale. The Municipal Government Act Section 419 states that the Council must set a reserve bid for each of these parcels as close as reasonably possible to the market value of the parcel, and also any conditions that are applicable to the sale. The reserve bids are recommended in consultation with Ray Crews, the Town's assessor. I request that Administration be authorized to proceed with the 2016 Tax Sale on Wednesday, November 23, 2016 at 10:00 a.m. in the Council Chambers.*

Councillor Kozakiewicz moved that Town Council approve that the 2016 Tax Sale be held on Wednesday, November 23, 2016 at 10:00 a.m.; sale by Public Auction and the terms of the sale to be cash; and

Further that Town Council approve the reserve bids as follows:

TAXROLL	PLAN	BLOCK	LOT	CIVIC ADDRESS	ASSESSMENT	Reserve Bid
193400	5732KS	51	11	5018- 45B AVE	\$ 172,260	\$ 200,000
006300	RN80	11	3	5509- 49A ST	\$ 101,170	\$ 150,000
009100	RN80	13	1	5501-48A ST	\$ 58,730	\$ 85,000
022200	RN80	23	4	5625- 54 ST	\$ 205,560	\$ 230,000
022900	RN80	23	11	5610- 53 ST	\$ 166,270	\$ 205,000
149300	2706P	46	25-26	4145- 50 ST	\$ 3,480	\$ 10,000
154500	1966AB	1	15	5122- 51 AVE	\$ 50,010	\$ 65,000
222900	3469RS	59	14- 15	5242 - 48 AVE	\$ 249,990	\$ 270,000
242100	752-1563	61	37	4826- 54 ST	\$ 372,610	\$ 405,000
317200	782-3432	65	16	5317-60 AVE	\$ 262,360	\$ 290,000
354200	872-0487	L	1	5105- 49 ST	\$ 837,170	\$ 850,000
374740	102-2602	52	40	4138- 45 ST	\$ 70,180	\$ 55,000
374741	102-2602	52	41	4134- 45 ST	\$ 43,790	\$ 55,000
374742	102-2602	52	42	4130- 45 ST	\$ 43,790	\$ 55,000
374743	102-2602	52	43	4126- 45 ST	\$ 44,440	\$ 55,000
374744	102-2602	52	44	4122- 45 ST	\$ 44,440	\$ 55,000
374745	102-2602	52	45	4118- 45 ST	\$ 44,440	\$ 55,000
374746	102-2602	52	46	4114- 45 ST	\$ 44,440	\$ 55,000
374747	102-2602	52	47	4110- 45 ST	\$ 44,440	\$ 55,000
374748	102-2602	52	48	4106- 45 ST	\$ 44,440	\$ 55,000
374749	102-2602	52	49	4102- 45 ST	\$ 42,850	\$ 55,000
374801	102-2602	56	1		\$ 42,210	\$ 55,000
374814	102-2602	56	14		\$ 42,210	\$ 55,000
374830	102-2602	55	30		\$ 42,180	\$ 55,000
374886	102-2602	54	86		\$ 42,830	\$ 55,000
381020	072-3298	1	2	6205- 60 ST	\$ 5,212,290	\$ 6,200,000

Carried unanimously.

**#2016-SEPT-18 APPOINTMENT TO RCMP NEW BUILD PROJECT STEERING COMMITTEE**

A Request for Council Decision dated September 9, 2016 from Laurie Evans, Community Services Director, stating:

*A steering committee has been established to work with the Consultants Sahuri & Partners Architecture Inc. on the RCMP New Build Project.*

*Town Administration members include:*

*Cliff Craig, Interim CAO*

*Dale Lefebvre, Infrastructure, Planning & Development Director*

*Laurie Evans, Community Services Director*

*Paul Suiter, Recreation, Facilities Manager*

*At the September 7<sup>th</sup>, 2016 Legislative Committee Meeting, Council discussed appointing 2 members of Council to the RCMP New Build Project Steering Committee. Councillor's Simpson and MacPhee indicated their interest in representing Town Council on the project and received Council support. As per the MGA, related to all Town Committee's and Boards, Mayor Myron Hayduk is an ex-officio member on the Steering Committee. Councillor Rudyk moved that Town Council appoint Councillor Michael Simpson and Councillor Tim MacPhee to the RCMP New Build Project; and*

*Further, as per the MGA related to all Town Committee's and Boards, Mayor Myron Hayduk will participate as an ex-officio member of the RCMP New Build Project Steering Committee*

*Carried unanimously.*

**SUPPLEMENTAL****#2016-SEPT-19 VEGREVILLE ELKS LODGE #143 – REQUEST FOR FUNDING ON NEW SIGNAGE**

Correspondence dated September 8, 2016 from Paul Bosse, Exalted Ruler, Vegreville Elks Lodge #143, stating:

*Last November, the Elks sent a letter outlining a proposal for new signage at the entrance to the Elks/Kinsmen Park. Enclosed you will find two design proposals and the estimated cost for each. The Elks Lodge is acting as the Lead Group, and has communicated with the Kinsmen Club regarding this proposal. The Kinsmen had agreed to participate in the project.*

*The Elks Lodge is proposing a three way partnership for this project, the Elks, Kinsmen and Town of Vegreville, meaning costs would be split 1/3<sup>rd</sup> each. As well, the Elks would apply for a Community Facility Enhancement Grant, which if approved would cover up to 50% of the total cost.*

*The Elks members approved Design #1 with one sign at each side of the road, providing the partners in the project agree. The membership prefers a sign on each side of the road as this looks more complete and aesthetic. However, if the partners oppose this then the membership would consider only one sign on one side of the road.*

*At this time, the Kinsmen are cash strapped as they are financially committed to the completion of the outdoor ice arena on the North Side of Town. If additional funds are not available, this could become a two way partnership between the Elks and the Town of Vegreville. However, the Elks will have further discussions with the Kinsmen to verify their commitment to this signage project.*

*The Elks Lodge is requesting Council approve the town's participation in this cost sharing venture. For more information, please contact Br. Robert Bennett at 780-632 4717 or at [rbcabin@telus.net](mailto:rbcabin@telus.net)*

*Thank you for your consideration in this proposal and we look forward to receiving a positive response.*

*Councillor Simpson moved that the correspondence dated September 8, 2016 from Paul Bosse, Exalted Ruler, Vegreville Elks Lodge #143, be received and tabled to an upcoming meeting.*

*Carried unanimously.*

## COUNCIL REPORTS

### MAYOR HAYDUK

Mayor Hayduk reported and/or attended on the following:

- Legislative Committee Meeting – August 16, 2016
- RCMP New Build Special Meeting - September 7, 2016
- Legislative Committee Meeting – September 7, 2016
- Regular Town Council Meeting – September 12, 2016

### COUNCILLOR BERRY

Councillor Brodziak reported and/or attended on the following:

- Absent

### COUNCILLOR BRODZIAK

Councillor Brodziak reported and/or attended on the following:

- Absent

### COUNCILLOR KOZAKIEWICZ

Councillor Kozakiewicz reported and/or attended on the following:

- Vegreville Economic Development Board Meeting – August 9, 2016
- Legislative Committee Meeting – August 16, 2016
- RCMP New Build Special Meeting – September 7, 2016
- Legislative Committee Meeting – September 7, 2016
- Regular Town Council Meeting – September 12, 2016

### COUNCILLOR MACPHEE

Councillor MacPhee reported and/or attended on the following:

- Legislative Committee Meeting – August 16, 2016
- Safety Meeting – August 18, 2016
- Community Futures Meeting – August 19, 2016
- Subdivision Authority Board Meeting – September 1, 2016
- Family and Community Services Meeting – September 6, 2016
- RCMP New Build Special Meeting - September 7, 2016
- Legislative Committee Meeting – September 7, 2016
- Sahuri & Partners Architecture Inc. Meeting - September 8, 2016
- John S. Batiuk Regional Water Commission Meeting – September 8, 2016
- Regular Town Council Meeting – September 12, 2016

### COUNCILLOR RUDYK

Councillor Rudyk reported and/or attended on the following:

- Safety Meeting – August 18, 2016
- Vegreville Region Physician & Health Attraction & Retention Committee Meeting – August 18, 2016
- RCMP New Build Special Meeting – September 7, 2016
- Legislative Committee Meeting – September 7, 2016
- St. Joseph's Hospital Foundation Radiothon Planning Meeting – September 8, 2016
- St. Joseph's Hospital Foundation Radiothon Planning Meeting – September 11, 2016
- Regular Town Council Meeting – September 12, 2016

### COUNCILLOR SIMPSON

Councillor Simpson reported and/or attended on the following:

- Legislative Committee Meeting – August 16, 2016
- Land Use Committee Meeting – August 23, 2016
- vEGGfest Volunteer – August 26, 2016
- Trans Canada Yellowhead Highway Association Meeting – August 26, 2016
- Subdivision Authority Board Meeting – September 1, 2016
- Vegreville & District Chamber of Commerce Meeting – September 7, 2016
- RCMP New Build Special Meeting – September 7, 2016
- Public Hearing – 75<sup>th</sup> Street Area Structure Plan – July 25, 2016
- Legislative Committee Meeting – September 7, 2016
- Sahuri & Partners Architecture Inc. Meeting - September 8, 2016
- Regular Town Council Meeting – September 12, 2016

**#2016-SEPT-19**

Councillor Kozakiewicz moved that Town Council go in-camera at 7:55 p.m.

Carried unanimously.

**#2016-SEPT-20**

Councillor MacPhee moved that Town Council come out of camera at 8:58 p.m.

Carried unanimously.

There being no further business to be brought before Council, Mayor Hayduk declared the Meeting adjourned at 9:03 p.m.

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MYRON HAYDUK  
Mayor

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CLIFF CRAIG  
Interim CAO