



## Town of Vegreville

### Meeting Minutes

August 12, 2019 - Regular Council Meeting - 07:00 PM

The Regular Meeting of the Town of Vegreville Council was called to order by Mayor Tim MacPhee on Monday, August 12, 2019 in the Council Chambers of the Town Administration Building, commencing at 7:00 PM with:

Councillor Berry, Councillor Brodziak, Councillor Lemko, Councillor Rudyk, and Councillor Warawa

Absent: Councillor Waters

Together with: Mr. Cliff Craig, Town Manger; Mr. Paul Casey, Corporate Services Director; Mr. Dale Lefebvre, Infrastructure, Planning & Development Director; and Ms. Sandra Ling, Recording Secretary in attendance.

Public in attendance

#### 1. CALL MEETING TO ORDER

#### 2. ADOPTION OF AGENDA

2019-08-01

**Moved By:** Councillor Warawa

That the Agenda of the Regular Meeting of Town Council held on August 12, 2019 be adopted.

Carried

#### 3. ADOPTION OF MINUTES

##### 3.1 ADOPTION OF MINUTES

2019-08-02

**Moved By:** Councillor Rudyk

That the Minutes of the Regular Meeting of Town Council held on July 15, 2019 be received and filed.

Carried

##### 3.2 ADOPTION OF MINUTES

2019-08-03

**Moved By:** Councillor Berry

That the Minutes of the Special Meeting of Town Council held on July 25, 2019 be received and filed.

Carried

#### 4. DELEGATION

#### 5. UNFINISHED BUSINESS

#### 6. CORRESPONDENCE

##### 6.1 HONOURABLE LEELA SHARON AHEER, MINISTER OF CULTURE, MULTICULTURALISM AND STATUS OF WOMEN - 2019 STARS OF ALBERTA VOLUNTEER AWARDS

2019-08-04

**Moved By:** Councillor Brodziak

That the correspondence dated July 11, 2019 from the Honourable Leela Sharon Aheer, Minister of Culture, Multiculturalism and Status of Women, be received and filed.

*Our communities are made stronger, more welcoming places to live, work and raise a family thanks to selfless contributions of Alberta's volunteers. Each day, these remarkable Albertans give freely of their time and talents to make a difference in the lives of neighbours, friends and people they may never meet. They are the driving force that builds a vibrant civil society in our province.*

*The Government of Alberta is proud to honour the contributions of Alberta's amazing volunteers and celebrate their achievements through the presentation of the Stars of Alberta Volunteer Awards. The 2019 awards nominations are now open and you can help recognize the remarkable volunteers in your community by submitting a nomination and by encouraging local organizations and individuals to do the same. Share the stories of how volunteers are making your community a better place, one good deed at a time.*

*Six awards two in each category of youth, adult, and senior, are presented annually on International Volunteer Day, December 5, at Government House in Edmonton. Albertans whose volunteer efforts have contributed to the well-being of their communities are eligible to be nominated.*

*Full information, including a nomination form and a downloadable promotional poster suitable for printing or placement on your community website, can be found on the Stars of Alberta website at [www.alberta.ca/stars-awards](http://www.alberta.ca/stars-awards). The deadline for nominations is September 20, 2019.*

*Thank you for your support of Alberta volunteers and the Stars of Alberta Volunteer Awards!*

Carried

## **6.2 HONOURABLE KAYCEE MADU, MINISTER OF MUNICIPAL AFFAIRS - MUNICIPAL CANNABIS TRANSITION PROGRAM FUNDING**

2019-08-05

**Moved By:** Councillor Rudyk

That the correspondence dated July 15, 2019 from the Honourable Kaycee Madu, Minister of Municipal Affairs, be received and filed.

*The Government of Alberta provided Alberta municipalities with funding to offset increased enforcement and administrative costs related to cannabis legalization. The Municipal Cannabis Transition Program (MCTP) provides a two-year funding commitment and aligns with the objectives of the Alberta Cannabis Framework.*

*I confirm that the following activities submitted by your municipality are in alignment with eligible activities under the MCTP program guidelines:*

2018 - Municipal Enforcement - Policing	\$ 3,305
2018 - Municipal Administration	\$26,609
2019 - Municipal Enforcement - Policing	\$ 4,000
2019 - Municipal Administration	\$ 3,740

Carried

## **6.3 ANDY LAMB, DIRECTOR, ALBERTA ENVIRONMENT AND PARKS - ALBERTA COMMUNITY RESILIENCE PROGRAM GRANT STATUS**

2019-08-06

**Moved By:** Councillor Lemko

That the correspondence dated March 18, 2019 from Andy Lamb, Director, Alberta Environment and Parks, be received and filed.

*The Alberta Community Resilience Program (ACRP) has now completed its fifth round of application reviews. We continue to receive a significant number of applications from communities across the province. Due to the amount of interest and the limited amount of funding available, please be advised that not all projects, nor all municipalities will receive funding. Project eligibility should not be considered confirmation of future funding.*

*The Grant Review Committee evaluated all applications for project design, feasibility, environmental impacts, degree and appropriateness of mitigation given the risks present, and the identified cost-benefit, among other criteria.*

*The Town of Vegreville submitted one (1) application to the program for funding consideration. The 43rd Street Hospital Access Road Project continues to be eligible; however, it has not been approved for funding at this time. This application may still be considered for funding in the future.*

*Please submit any project updates, including project scope or costs, to your Program Coordinator before September 30, 2019 to ensure your application remain relevant and up-to-date. Please note that you may also withdraw your application at any time.*

*Thank you for your interest in the Alberta Community Resilience Program. If you have any questions or concerns regarding the Town's application(s), please feel free to contact Ms. Micaela Gerling at 403-297-3304 or by email at [micaela.gerling@gov.ab.ca](mailto:micaela.gerling@gov.ab.ca) for more information or assistance.*

Carried

### **6.3.1 ALBERTA COMMUNITY RESILIENCE PROGRAM APPLICATION**

2019-08-07

**Moved By:** Councillor Warawa

That Administration withdrawal the ACRP application for the 43rd Street Hospital Access Road Project.

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Carried

### **6.4 MAYOR DOUGLAS HANSON, VILLAGE OF HOLDEN - PEACE OFFICER AGREEMENT**

2019-08-08

**Moved By:** Councillor Rudyk

That the correspondence dated July 18, 2019 from Mayor Douglas Hanson, Village of Holden, be received and filed.

*Our small community of Holden has been made aware of the recent decision to withdraw the Peace Officer that has been aiding us for quite some time now. From our understanding, Ryley will be unfortunately missing out as well. Aside from the clear and valid concerns that this creates, it leaves both communities vulnerable to not only issues of the criminal nature (which is RCMP related as well, as they are a lengthy distance and time away) but also for bylaws to potentially run rampant through both communities. I can only speak on behalf of the Village of Holden as we are left to our own, currently uneducated devices to attempt to rectify this fast approaching situation.*

*I ask for your reconsideration of your decision to remove Peace Officer Garret Perepeluk from our community. If not, I ask for help with direction to begin the process of replacing Peace Officer Perepeluk. Whether it be hiring our own bylaw officer and the stipulations and certifications needed, or*

*your willingness to allow Peace Officer Perepeluk some time to do so without removing actual bylaw related patrols, our options are minimal and to be frank, pretty dismal.*

*We have meetings coming up with Beaver County in regards to joining forces and looking at options. However, as I'm sure every county and every district is, they are stretched pretty tight as well.*

*Please feel free to email or call either myself at 587-990-2886 or our village office if a meeting would be acceptable or if any help is available from your RCMP detachment.*

*Thank you for your time and understanding.*

Carried

## **6.5 KYLE BODNARCHUK, CPA, CA, WILDE & COMPANY - CLARIFICATION ON RECENT CANADA REVENUE AGENCY RULING**

2019-08-09

**Moved By:** Councillor Berry

That the correspondence dated August 8, 2019 from Kyle Bodnarchuk, CPA, CA, Wilde & Company, be received and filed.

*We have been asked to provide clarification on the impact of the recent Canada Revenue Agency (CRA) ruling on cost sharing agreements being subject to GST as a taxable supply. In May 2019, the Town of Peace River was reassessed for over \$609,000 of GST owing as a result of payments received under cost sharing agreements and as donations being determined to be taxable supplies under the Excise Tax Act (ETA). The reassessment was based on paragraph 146(e) of the ETA, which deems "a supply of a right to enter, to have access to or use property of the government, municipality, or other body" to be a taxable supply and therefore subject to the collection of GST. In addition to CRA assessing the payments received under cost sharing agreements as taxable supplies, CRA reassessed grants received from other organizations and municipalities as taxable supplies.*

*We understand the Town of Peace River is seeking independent legal advice on this matter and there remains a significant degree of uncertainty with regards to the expected outcome. Notwithstanding this, there is a significant level of risk associated with the potential for GST reassessments related to payments received under cost sharing agreements and other grants or donations received by a municipality, including the Town of Vegreville.*

*In order to mitigate the risk, we recommend ensuring that all donations received by the Town be recorded as such. There should not be invoices issued by the Town relating to donations since donations should be made by the donor rather than invoiced by the recipient. Additionally, any upcoming capital projects, such as the skate park, should be included in the capital budget. The capital budget should also include expected funding such as donations, government grants, or reserves. This further supports the position that the Town is undertaking the project, rather than a local not-for-profit organization, and supports the GST input tax credits being claimed by the Town. We also recommend a legal contract be drafted to provide further clarity surrounding these types of agreements.*

*This CRA interpretation will have a significant impact on future Intermunicipal Collaboration Frameworks as payments under cost sharing agreements may be determined to be taxable supplies under the ETA. Until the CRA reassessment undergoes further interpretation by the courts, there is a high level of uncertainty surrounding whether GST should apply to cost sharing payments. Where a cost sharing agreement specifically relates to the right to access or use property owned by the municipality, GST should be charged. In other circumstances where there is not a supply being provided, GST should not be charged. Further clarification on this matter by third parties will be paramount in determining the most appropriate treatment. Until that time, the Town of Vegreville must interpret the ETA with respect to what a taxable supply includes and take position based on that. We hope further clarification on the matter is received in the near future.*

*Thank you and if you have any questions regarding the foregoing, please contact our office.*

Carried

## **7. FINANCIAL**

## **8. MEMORANDA**

### **8.1 PAUL CASEY, CORPORATE SERVICES DIRECTOR - ROTARY CLUB REQUEST TO ACT AS BANKER FOR THE ROTARY BIKE AND SKATE PARK PROJECT**

2019-08-10

**Moved By:** Councillor Brodziak

That Town Council approve the request from the Rotary Club of Vegreville to act as banker for the Rotary Bike and Skate Park Project.

**BACKGROUND**

*On August 1, 2019, the Rotary Club of Vegreville formally requested, as per the attached letter, that the Town of Vegreville act as the Banker for the Rotary Bike and Skate Park Project. In this regard the Town would collect donations from corporations and individuals for the project and would forward them to the Rotary Club of Vegreville. In addition, the Town would pay the costs of construction of the Park and then recover those costs from the Rotary Club.*

**FINANCIAL IMPLICATION**

*The net impact will be Nil as the Funds will be recovered from the Rotary Club of Vegreville.*

**COMMUNICATION**

*The Rotary Club of Vegreville will be advised in writing of Council's decision.*

Carried

**8.2 CLIFF CRAIG, TOWN MANAGER - CANADIAN UNION OF PUBLIC EMPLOYEES [CUPE] GRIEVANCE 2018-03-07(A)**

2019-08-11

**Moved By:** Councillor Lemko

That Town Council settle Canadian Union of Public Employees Grievance 2018-03-07(A) dated March 7, 2019, in its entirety, as per the terms and conditions discussed in Closed Session.

**BACKGROUND**

*On March 3, 2019, a Grievance was filed by CUPE regarding Articles 16.10 and 16.12 of the Collective Bargaining Agreement [CBA] related to call back payments to staff. Article 40 of the CBA outlines the Grievance Procedure which must be followed when a Grievance is filed.*

- *March 2019 - An informal meeting occurred to discuss and settle the Grievance. This meeting was not successful in a settlement of the Grievance.*
- *April 18, 2019 - Step 1 of the Grievance Procedure, the EMS Manager, Chris Jardine, forwarded a letter to CUPE within ten (10) days after meeting with CUPE. The EMS Manager's letter denied the Grievance.*
- *June 4, 2019 – Step 2 of the Grievance Procedure, the CAO forwarded a letter to CUPE within ten (10) days after the meeting with CUPE. The CAO's letter denied the Grievance.*
- *June 24, 2019 – Council established the Town Grievance Committee which included the following Members of Council:*
  - *Mayor Tim MacPhee*
  - *Councillor David Berry*
  - *Councillor Jerrold Lemko*
- *July 17, 2019 – Step 3 of the Grievance Procedure, the Town Grievance Committee met with CUPE.*
- *July 25, 2019 – At a Special Meeting, in Closed Session, the Town Grievance Committee updated Council on the Grievance status.*
- *July 31, 2019 – CUPE accepted the Town's offer to settle Grievance 2018-03-07(A).*

**COMMUNICATION STRATEGY**

*The Town will forward written communication complete with a Release to CUPE acknowledging full and final settlement. CUPE must return a fully executed signed Release for the full settlement of Grievance 2018-03-07(A) before any funds are disbursed.*

Carried

**9. BOARD MOTIONS**

**10. BYLAW**

**11. COUNCIL REPORTS**

**11.1 COUNCILLOR BERRY**

Councillor Berry reported and/or attended on the following:

- Canadian Union of Public Employees (CUPE) Grievance Meeting - July 17, 2019
- Texas 4000 Supper Event at Firehall - July 17, 2019
- Texas 4000 Breakfast Event at Firehall - July 18, 2019
- Northern Lights Library System (NLLS) Building Committee Meeting - July 22, 2019
- Special Meeting of Town Council - July 25, 2019
- Reception for Hemp and Cannabis Sector at the Vegreville Museum - July 25, 2019
- MD Minburn Foundation Board Meeting - August 1, 2019
- Reception Meet and Greet with MP Shannon Stubbs and Mr. Bellavance (La Presse Journalist) - August 1, 2019
- Legislative Committee Meeting - August 6, 2019
- Vegreville Country Fair Parade - August 8, 2019
- Regular Meeting of Town Council - August 12, 2019

### **11.2 COUNCILLOR BRODZIAK**

Councillor Brodziak reported and/or attended on the following:

- Vegreville Economic Development Advisory Board Meeting - July 17, 2019
- Special Meeting of Town Council - July 25, 2019
- Reception for Hemp and Cannabis Sector at the Vegreville Museum - July 25, 2019
- Legislative Committee Meeting - August 6, 2019
- Vegreville & District Chamber of Commerce Board Meeting - August 7, 2019
- Vegreville Country Fair Parade - August 8, 2019
- Regular Meeting of Town Council - August 12, 2019

### **11.3 COUNCILLOR LEMKO**

Councillor Lemko reported and/or attended on the following:

- Canadian Union of Public Employees (CUPE) Grievance Meeting - July 1, 2019
- Texas 4000 Supper Event at Firehall - July 17, 2019
- Texas 4000 Breakfast Event at Firehall - July 18, 2019
- Special Meeting of Town Council - July 25, 2019
- Alberta Innovates Field Day - July 25, 2019
- Reception for Hemp and Cannabis Sector at the Vegreville Museum - July 25, 2019
- Mural Artist Meeting - July 26, 2019
- "Talk of the Town" with Jamieson Brown and Donna Williams, Library Manager - August 1, 2019
- Reception Meet and Greet with MP Shannon Stubbs and Mr. Bellavance (La Presse Journalist) - August 1, 2019
- Vegreville Country Fair Parade - August 8, 2019
- Vegreville Tourism Board Meeting - August 12, 2019
- Regular Meeting of Town Council - August 12, 2019

### **11.4 COUNCILLOR RUDYK**

Councillor Rudyk reported and/or attended on the following:

- Vegreville Economic Development Advisory Board Meeting - July 17, 2019
- Premier's Pancake Breakfast - July 18, 2019
- FCM Announcement in Edmonton for LC3 - July 18, 2019
- FCM Announcement in Calgary for LC3 - July 19, 2019
- Special Meeting of Town Council - July 25, 2019
- Reception for Hemp and Cannabis Sector at the Vegreville Museum - July 25, 2019
- Fire and Flower Grand Opening - July 26, 2019
- Meeting with Tom Koep, Economic Development Manager - August 1, 2019
- Reception Meet and Greet with MP Shannon Stubbs and Mr. Bellavance (La Presse Journalist) - August 1, 2019
- Legislative Committee Meeting - August 6, 2019
- Vegreville Country Fair Parade - August 8, 2019
- Canadian Rockies Hemp Corporation Crop Tour - August 8, 2019
- Regular Meeting of Town Council - August 12, 2019

### **11.5 COUNCILLOR WARAWA**

Councillor Warawa reported and/or attended on the following:

- Texas 4000 Breakfast Event at Firehall - July 18, 2019
- Special Meeting of Town Council via Teleconference - July 25, 2019

- Reception Meet and Greet with MP Shannon Stubbs and Mr. Bellavance (La Presse Journalist) - August 1, 2019
- Legislative Committee Meeting - August 6, 2019
- Vegreville Country Fair Parade - August 8, 2019
- Vegreville Country Fair Events - August 9-10, 2019
- Vegreville Tourism Advisory Board Meeting - August 12, 2019
- Regular Meeting of Town Council - August 12, 2019

### **11.6 COUNCILLOR WATERS**

Councillor Waters reported and/or attended on the following:

- Special Meeting of Town Council - July 25, 2019
- Alberta Innovates Field Day - July 25, 2019
- Reception for Hemp and Cannabis Sector at the Vegreville Museum - July 25, 2019
- Reception Meet and Greet with MP Shannon Stubbs and Mr. Bellavance (La Presse Journalist) - August 1, 2019
- Legislative Committee Meeting - August 6, 2019
- Vegreville Country Fair Parade - August 8, 2019

### **11.7 MAYOR MACPHEE**

Mayor MacPhee attended and/or reported on the following:

- Canadian Union of Public Employees (CUPE) Grievance Meeting - July 17, 2019
- Premier's Pancake Breakfast - July 18, 2019
- Alberta HUB Meeting - July 23, 2019
- Alberta Innovates Field Day - July 25, 2019
- Special Meeting of Town Council - July 25, 2019
- Meeting with Canadian Industrial Hemp Corporation (CIHC) - July 25, 2019
- Reception for Hemp and Cannabis Sector at the Vegreville Museum - July 25, 2019
- Barbecue with Devin Dreeshen, Minister of Agriculture - July 25, 2019
- Vegreville Country Fair Parade and Opening Ceremonies - August 8, 2019
- Regular Meeting of Town Council - August 12, 2019

### **12. CLOSED SESSION ITEMS**

### **13. ADJOURNMENT**

There being no further business to be brought before Council, Mayor MacPhee declared the Meeting adjourned at 8:31 PM.