

January 9, 2024

AGENDA OF A MEETING OF THE COUNCIL OF THE MUNICIPAL DISTRICT OF FAIRVIEW NO. 136, TO BE HELD IN THE COUNCIL CHAMBERS, THE MUNICIPAL DISTRICT OF FAIRVIEW NO. 136 MUNICIPAL OFFICE, FAIRVIEW, ALBERTA, AT 9:00 A.M. ON JANUARY 9, 2024.

9:00 a.m.

1. CALL TO ORDER
2. ADOPTION OF AGENDA
3. ADOPTION OF MINUTES
 - * A. Council Meeting Minutes – December 12, 2023
4. FINANCE
5. STAFF REPORTS
 - * A. Chief Administrative Officer Report
 - * B. Director of Ag and Parks Report
 - * C. Director of Public Works Report

10:00 a.m.

6. COUNCILLOR CONCERNS
7. DELEGATIONS
 - A. Fairview Rural Water Project Ltd. – Doug Cunningham & Dennis Lof
8. DEVELOPMENT & SUBDIVISIONS
9. COMMITTEE/BOARD REPORTS
10. OLD BUSINESS
 - * A. Pending Report – December 12, 2023
 - * B. Bylaw 1007/Council/2023 – Lending Bylaw for Fairview Day Care and Playschool Society
 - C. Request to Reschedule Special Council Meeting (Budget) to February 22, 2024
 - D. Request to Postpone Special Council Meeting (Policy)
 - * E. Bluesky Community and Recreation Centre – ANI Insurance
 - * F. Economic Development for Elected Officials
11. NEW BUSINESS
 - * A. VSI Services (1980) Ltd. Contract
 - * B. Delegation – Doug Cunningham & Dennis Lof of Fairview Rural Water Project Ltd.
 - * C. Drainage Ditch Lobby Group
 - * D. Award of RFP AG-02-23 – Right of Way Brushing
 - * E. PCBFA Lease Amendment
 - * F. Request for Direction – Major Projects
 - * G. Request for Direction – 2024 Gravel Program, 2025 Grader Purchase
 - I. Unit 119 – CAT 14 Grader
12. INFORMATION ITEMS
 - * A. MPA Engineering Ltd. – Response re: Bridges
 - * B. Mighty Peace Watershed Alliance – Seminar on January 31, 2023
 - * C. Correspondence from Minister of Environment and Protected Areas re: Drought
 - * D. Correspondence from Minister of Municipal Affairs re: LGFF Grant
 - LGFF Program information
 - LGFF Capital Program Component Summary
 - * E. Correspondence from Minister of Municipal Affairs re: Assessment Model Review
 - * F. Recreation Advisory Committee, August 2, 2023 – Report from Member Bev Wieben
 - * G. Recreation Advisory Committee, October 11, 2023 – Report from member Bev Wieben
 - * H. Correspondence from Ken White
 - * I. Property Tax Levy – Bluesky and Whitelaw
13. NEXT MEETING – January 23rd, 2024
14. CLOSED SESSION
 - A. Closed per Section 25(1) of the *Freedom of Information and Protection of Privacy Act*, R.S.A. 2000, C. F-25.



15. Adjournment

Attend Electronically: <https://us06web.zoom.us/j/9132361715?pwd=ajU4aHY5QzN0N3JTZnAyL2tBVDVmQT09>

Attend by Phone (long distance charges may apply): 1-587-328-1099

Meeting ID: 913 236 1715

PIN: 123456

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January 9, 2024

MINUTES OF A COUNCIL MEETING OF THE COUNCIL OF THE MUNICIPAL DISTRICT OF FAIRVIEW NO. 136, HELD IN COUNCIL CHAMBERS, THE MUNICIPAL DISTRICT OF FAIRVIEW NO. 136 MUNICIPAL OFFICE, FAIRVIEW, ALBERTA, ON JANUARY 5, 2024 COMMENCING AT 9:00 A.M.

PRESENT AT THE MEETING:

COUNCIL MEMBERS PRESENT:

John Przybylski	Councillor
Joshua Hostetler	Councillor
Nolan Robertson	Councillor
Phil Kolodychuk	Reeve
Dalen Richardson	Councillor

REGRETS:

OTHERS IN ATTENDANCE:

Robert Jorgensen	Chief Administrative Officer
Lyndsey Lawrence	Director, Legislative Services/Development Officer

CALL TO ORDER

Reeve Kolodychuk called the meeting to order at 9:00 a.m.

AGENDA

AGENDA

Addition:

Item 11I: Unit 119 – Cat 14 Grader

Agenda Item 14A: Closed per Section 25(1) of the *FOIP Act*, R.S.A. 2000, c. F-25.

Revisions:

In the Information Items:

- Item "E" should be revised to be Item "D"
- Items "F" should be revised to be Item "E"
- Item "G" must be revised to remove first reference to "Bev Wieben"

MOTION #24-001	Moved that Council adopt the agenda for the
Councillor Przybylski	January 9, 2024 Council Meeting as amended.
	CARRIED.

ADOPTION OF MINUTES

MINUTES

MOTION #24-002	Moved that Council approve the December 12,
Councillor Hostetler	2023 Council Meeting Minutes as presented.
	CARRIED.

FINANCE

There were no finance items.

STAFF REPORTS

CAO REPORT

The Chief Administrative Officer, Robert Jorgensen, presented his report to Council.

MOTION #24-003 **Moved that Council receive the Chief
Councillor Hostetler Administrative Officer's report as presented.
CARRIED.**

DIRECTOR,
AGRICULTURE &
PARKS REPORT

Director of Agriculture and Parks, Kaitlin McLachlan's report was presented to Council.

MOTION #24-004 **Moved that Council receive the Director of
Councillor Robertson Agriculture and Parks' report as presented.
CARRIED.**

COUNCILLOR CONCERNS

Kevin Morrison, Director of Public Works, joined the meeting at 9:09 a.m.

Councillor Robertson inquired as to why a motor grader was mobilized in the Dell area when the threshold of accumulation established in Policy TRN21 – Winter Road Maintenance had not been met. Kevin Morrison advised that he had mobilized the motor grader to remove snow from the more hazardous areas (hills), and the other roads being maintained were between the hills or getting to and from the hills.

DIRECTOR,
PUBLIC WORKS
REPORT

Director of Public Works, Kevin Morrison, presented his report to Council.

CAO Jorgensen confirmed that MPA Engineering Ltd. has completed the inspection on Bridge File No. 72863. The weight restriction of 3 tonnes will remain, and the signage has been moved in accordance with their instructions. The repairs completed by the Department of Public Works will not extend the service life but will enable the bridge to remain open (for the time being).

MOTION #24-005 **Moved that Council receive the Director of
Councillor Przybylski Public Works' report as presented.
CARRIED.**

COUNCILLOR CONCERNS

Kevin Morrison advised that he will provide Council the correct number (in miles) of roads gravelled in 2023 and 2022 as well as the equipment hours for recent years (5, if possible).

Councillor Richardson is concerned about the pattern of increasing budgets and decreasing efficiency; further, an asset management plan must include bridges (management, repair and replacement).

Councillor Robertson inquired as to the availability of engineering firms that perform bridge maintenance, repair and replacement; CAO Jorgensen advised that he will investigate and provide a list to Council at the next Council meeting.

Councillor Hostetler inquired as to whether the fire restriction had been lifted; CAO Jorgensen confirmed that it had been lifted.

Reeve Kolodychuk advised that prior to the holidays, he received a complaint regarding the needless mobilization of a motor grader for maintenance on Township Road 822. Reeve Kolodychuk also advised that he is concerned



about the trend of increasing budgets and decreasing efficiency. Further, Reeve Kolodychuk expressed concern that stockpiled gravel that was applied could have been retained.

DEVELOPMENT & SUBDIVISIONS

There were no developments or subdivisions.

COMMITTEE/BOARD REPORTS

Councillors reported on the following Board/Committee meetings they attended from December 12, 2023 to January 8, 2024:

Councillor Przybylski: December 16, 2023: Hamlet Light-Up Judging

Reeve Kolodychuk: December 13, 2023: Health Professional Enhancement Committee
December 13, 2023: Fairview Medical Clinic Operating Society
December 16, 2023: Hamlet Light-Up Judging
January 2, 2024: NWP Student Intake
January 3, 2024: ASB
January 8, 2024: NWP Student Intake

Councillor Richardson: December 14, 2023: Emergency Management Advisory Committee

Councillor Hostetler: December 13, 2024: Emergency Management Advisory Committee

Councillor Robertson: December 13, 2023: Fairview Co-Op Seed Cleaning Plant
December 13, 2024: Emergency Management Advisory Committee
January 3, 2024: ASB

MOTION #24-006 Moved that Council accept the Committee/Board Reports as presented.
Councillor Robertson

CARRIED.

OLD BUSINESS

PENDING REPORT

**BYLAW NO.
1007/COUNCIL/
2023 – LENDING
BYLAW FOR
FAIRVIEW DAY
CARE AND
PLAYSCHOOL
SOCIETY**

MOTION #24-007 Moved that Council accept the December 12, 2023 Pending Report as presented.
Councillor Hostetler

CARRIED.

MOTION #24-008 Moved that Council give second reading to Bylaw No. 1007/COUNCIL/2023, lending bylaw for the Fairview Day Care and Playschool Society.
Councillor Richardson

CARRIED.

MOTION #24-009 Moved that Council give third and final reading to Bylaw No. 1007/COUNCIL/2023, lending bylaw
Councillor Hostetler

for the Fairview Day Care and Playschool
Society.

CARRIED.

**REQUEST TO
RESCHEDULE
SPECIAL
COUNCIL
MEETING
(BUDGET)**

MOTION #24-010
Councillor Richrdson

Moved that Council cancel the Special Council Meeting (Budget) on January 19, 2024 to permit municipal employees additional time to prepare required documents for presentation.

CARRIED.

**REQUEST TO
POSTPONE
SPECIAL
COUNCIL
MEETING
(POLICY)**

MOTION #24-011
Councillor Hostetler

Moved that Council postpone the Special Council Meeting (Policy) from January 15, 2024 to a later date.

CARRIED.

**BLUESKY
COMMUNITY AND
RECREATION
CENTRE – ANI
INSURANCE**

Reasons to not follow recommendation of Administration:

- To allow Council to obtain additional information regarding the status of the Bluesky Community Club and Recreation Centre.

MOTION #24-012
Councillor Richardson

Moved that Council defer the request of the Bluesky Community Club and Recreation Centre to be added as an Additional Named Insured under the Municipal District of Fairview No. 136 insurance policy to a future Council meeting.

CARRIED.

MOTION #24-013
Reeve Kolodychuk

Moved that Council direct Administration to invite the Blueksy Community Club and Recreation Centre to appear as a delegation at a future Council meeting.

CARRIED.

**ECONOMIC
DEVELOPMENT
FOR ELECTED
OFFICIALS**

MOTION #24-014
Councillor Hostetler

Moved that Council direct Administration to provide PREDA the information regarding the Economic Development for Elected Officials course, with a letter of support for PREDA to host or arrange offerings of such coursework.

CARRIED.

Council recessed at 10:00 a.m.

Council resumed at 10:06 a.m.

DELEGATIONS



**DELEGATION –
FAIRVIEW RURAL
WATER PROJECT
LTD.**

The delegation, Doug Cunningham and Dennis Lof, joined the meeting at 10:06 a.m.

The delegation requested that they not be responsible for paying the invoice for 1481 cubic meters of water (\$7617.91) resulting from a water break on the outflow side of the water meter that is situate within the Tegart Vault.

Council and the delegation discussed the existing water distribution infrastructure, potential options to mitigate loss through metering and entering into an agreement moving forward.

NEW BUSINESS

**VSI SERVICES
(1980) LTD.
CONTRACT**

MOTION #24-015
Councillor Robertson

Moved that Council approve the 2024 VSI Program participation at 60% from the Producer and 40% from the Municipal District No. 136. Further, that no changes be made to the services available.

CARRIED.

**DELEGATION –
FAIRVIEW RURAL
WATER
PROJECT LTD.**

MOTION #24-016
Councillor Robertson

Moved that Council direct Administration to remove \$7189.77 from the November 30, 2023 Utility Bill for account No. 003194.06 (Fairview Rural Water Project Ltd.), as well as any applicable penalties that may have been imposed.

CARRIED.

MOTION #24-017
Councillor Richardson

Moved that Council direct Administration to review all agreements with the Fairview Rural Water Project Ltd., and bring them forward to a Council meeting in February, 2024.

CARRIED.

MOTION #24-018
Councillor Richardson

Moved that Council direct Administration to investigate daily reading of Town of Fairview meter monitoring water distributed to the Bluesky Transmission Line. Further, if such reading is not possible or the Town of Fairview is not amenable to providing assistance, that Administration investigate the installation of a meter to read daily the water distributed to the Bluesky Transmission Line.

CARRIED.

**DRAINAGE DITCH
LOBBY GROUP**

MOTION #24-019
Councillor Robertson

Moved that Council direct one Councillor to attend the meeting of the Drainage Ditch Lobby Group, to be hosted by Birch Hills County, on January 31, 2024 at 9:00 a.m.

CARRIED.



**AWARD OF RFP
NO. AG-02-23 –
RIGHT OF WAY
BRUSHING**

MOTION #24-020
Councillor Richardson

Moved that Council award the Request for Proposals No. AG-02-23 for Right of Way Brushing to Tree Tech Enterprises Ltd. of Plamondon, Alberta for a price of \$118,600.00 plus GST.

CARRIED.

MOTION #24-021
Reeve Kolodychuk

Moved that Council direct Administration to offer completion of an additional 8 kilometres of brushing to Tree Tech Enterprises Ltd. at a rate of \$4,000.00 per ditch kilometer, plus GST.

CARRIED.

**PCBFA LEASE
AMENDMENT
AGENDA ITEM**

MOTION #24-022
Councillor Richardson

Moved that Council amend the existing PCBFA lease agreement on the lands around the airport to allow the cropping of corn, sunflowers and peas to full forage value on Schedule B lands, and to allow the growth of sunflowers at a rate of no more than 5% of a polyspecies mixture in small plots no closer than 250m from the center of the runway on Schedule C grounds. Further, the Agricultural Service Board recommends that sunflowers grown on Schedule C grounds not be allowed to reach full forage value.

Further, that a full contract review take place by Brownlee LLP to identify areas of potential liability within the existing lease and identify avenues for PCBFA to converse directly with Transport Canada for cropping approvals.

CARRIED.

Council recessed at 11:11 a.m.

Council resumed at 11:21 a.m.

**REQUEST FOR
DIRECTION –
MAJOR
PROJECTS**

MOTION #24-023
Councillor Richardson

Moved that Council prioritize Range Road 50 and direct Administration to issue a Request for Proposals for the engineering of the relocation of Range Road 50 (SW-31-82-04-W4, NW/SW-30-82-04-W6, NW-19-82-04-W6).

CARRIED.

MOTION #24-024
Councillor Richardson

Moved that Council direct Administration to issue a Request for Proposals for the engineering of Township Road 802 (SE/SW 18-80-03-W6).

DEFEATED.

MOTION #24-025
Councillor Richardson

Moved that Council direct Administration to pay to BCFF, from the Public Works Reserve, all funds that have been expended on the Walsh's Corner Project.



CARRIED.

**REQUEST FOR
DIRECTION – 2024
GRAVEL
PROGRAM, 2025
GRADER
PURCHASE**

Council is requesting the following information from Administration prior to providing direction regarding the 2024 Gravel Program:

- Capital costs relating to the gravel hauling program,
- Number of roads gravelled in 2023,
- Breakdown of road classes (in kilometres) that were gravelled in 2023, 2022 and 2021,
- Kilometres of roads in the Municipality that are classed as Residential, Collector and Farm/Recreational Roads,
- Policies from other municipalities relating to contracted gravel hauling programs,
- Spreadsheet recording hours/kilometers incurred on municipal equipment.

Kevin Morrison joined the meeting at 11:52 a.m. Kevin provided the following information to Council regarding the roads that were gravelled in 2023:

- 157.5 miles (Residential/Collector)
- 23.5 (Farmland/Recreational)

Reasons to not follow recommendation of Administration:

- To allow Administration sufficient time to obtain additional information.

MOTION #24-026

Councillor Richardson

Moved that Council defer the discussion regarding the 2024 Gravel Program to the next Council meeting to allow Administration additional time to gather the requested information.

CARRIED.

**UNIT 119 – CAT 14
GRADER**

MOTION #24-027

Councillor Przybylski

Moved that Council direct Administration to repair and rebuild Unit 119 (Cat 14 grader) which includes, but is not limited to:

- Repair differentials, final drive, brakes, and
- Replace transmission

for a parts-only cost of approximately \$136,000.00. Further, that such repairs and replacement be performed by the Department of Public Works.

CARRIED.

INFORMATION ITEMS

Council was presented with the following information for review:

- MPA Engineering Ltd. – Response re: Bridges
- Mighty Peace Watershed Alliance – Seminar on January 31, 2023
- Correspondence from Minister of Environment and Protected Areas re: Drought
- Correspondence from Minister of Municipal Affairs re: LGFF Grant
 - LGFF Program Information
 - LGFF Capital Program Component Summary
- Correspondence from Minister of Municipal Affairs re: Assessment Model Review
- Recreation Advisory Committee, August 2, 2023 – Report from Member Bev Wieben
- Recreation Advisory Committee, October 11, 2023 – Report from Member Bec Wieben
- Correspondence from Ken White
- Property Tax Levy – Bluesky and Whitelaw



MOTION #24-028
Councillor Richardson Moved that Council direct Administration to send Ken White correspondence, thanking him for his correspondence dated January 4, 2024.
CARRIED.

MOTION #24-029
Councillor Richardson Moved that Council direct Administration to draft a letter to the Honourable Arif Virani, Minister of Justice and Attorney General expressing concerns regarding the deficiencies in the existing bail system and advocating for amendments to strengthen Canada's bail system. Further, that the Honourable Todd Lowen, MLA for Central-Peace Notley, Honourable Arnold Viersen, MP for Peace River – Westlock, Rob Moore, CPC Shadow Minister for Justice and Attorney General of Canada, and Rhéal Éloi Fortin, Bloc Québécois Justice Critic, be carbon copied on such correspondence.
CARRIED.

MOTION #24-030
Councillor Hostetler Moved that Council accept the information items as presented.
CARRIED.

NEXT COUNCIL MEETING

Next Council Meeting is scheduled for January 23, 2024 at 9:00 a.m.

CLOSED SESSION

There were no closed sessions.

Council invited CAO Robert Jorgensen to remain in the closed session for Agenda Item 14A.

Kevin Morrison and Lyndsey Lawrence left the meeting at 12:47 p.m.

MOTION #24-031
Reeve Kolodychuk Moved that Council close the meeting at 12:48 p.m. to the public for:
• Agenda Item 14A – Closed per Section 25(1) of the *FOIP Act*, R.S.A. 2000, c. F-25.
CARRIED.

MOTION #24-032
Councillor Hostetler Moved that Council open the meeting to the public at 1:05 p.m.
CARRIED.

Council recessed at 1:05 to allow for the return of the public.

Council resumed at 1:10 p.m.

ADJOURNMENT

Reeve Kolodychuk adjourned the meeting at 1:10 p.m.



Reeve Kolodychuk



Chief Administrative Officer