

MINUTES OF A REGULAR MEETING OF THE COUNCIL OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO HELD IN THE COUNCIL CHAMBERS AT THE MUNICIPAL OFFICES IN FORT McMURRAY, ON TUESDAY, JUNE 12, 2007, COMMENCING AT 6:00 P.M.

PRESENT:

MAYOR	M. BLAKE
DEPUTY MAYOR	S. GERMAIN
COUNCILLORS	J. CARBERY J. CHADI S. CLARKSON L. FLETT P. MEAGHER C. SLADE J. VYBOH
CHIEF ADMINISTRATIVE OFFICER	B. NEWELL
CHIEF LEGISLATIVE OFFICER	K. GREIG
LEGISLATIVE OFFICER	C. CHISLETT

ABSENT:

COUNCILLORS	R. REBUS L. WILTZEN
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CALL TO ORDER: Mayor Blake called the meeting to order at 6:00 p.m.

PRAYER: The Mayor asked everyone to join her in Prayer.

AGENDA:

Resolution # 07-241
MOVED by Councillor Meagher:

- THAT the Agenda be amended by:
 - deleting Item H under Reports, Saline Creek Plateau Area Structure Plan – Transportation Concept; and
 - deleting Item C under Bylaws, Bylaw No. 07/029 Saline Creek Plateau Area Structure Plan; and
- THAT the agenda be adopted as amended.

CARRIED UNANIMOUSLY

MINUTES: Council Meeting – May 22, 2007

Resolution # 07-242

MOVED by Councillor Meagher that the Minutes of the Regular Meeting held on May 22, 2007 be approved as presented.

CARRIED UNANIMOUSLY

DELEGATIONS:

Mr. Larry LeMesurier, resident, was looking to speak to the Saline Creek issue but this was removed from this agenda. Council notified Mr. LeMesurier that a new public hearing would be held in the future.

PUBLIC HEARINGS:

Resolution # 07-243
MOVED by Councillor Meagher that the meeting move into Public Hearing.

CARRIED UNANIMOUSLY

A public hearing was held from 6:13 p.m. to 6:56 p.m., following which the regular meeting reconvened. Deputy Mayor Germain joined the meeting while the public hearing was in progress.

COUNCIL UPDATES:

Reporting of Councillors on Boards and Committees

Deputy Mayor Germain reported on the following:

- Seniors' Week Celebration

Councillor Flett reported on the following:

- Meeting with Province on Land Use issues
- Fort Chipewyan fishing season has started

Councillor Clarkson reported on the following:

- Salvation Army rescue unit celebration
- FCM Conference
- AUMA Community Infrastructure Meeting
- Alberta Recreation and Parks Meeting

Councillor Meagher reported on the following:

- Communities in Bloom Committee
- 2010 Alberta Winter Games bid tour on June 18th
- Wood Buffalo Sports Hall of Fame

Mayor's Update

Mayor Blake reported on the following:

- Extended appreciation to those who attended events on her behalf
- Leadership Wood Buffalo Graduation
- Presentation to Statistics Canada re: 2006 Federal Census Results

- Famous Five Luncheon
- Federation of Canadian Municipalities Conference
- Presentation to June 5th Royalty Review Panel
- June Jamboree
- Meeting with foreign delegations Swedish Ambassador representative
- April 24th meetings with Ministers Snelgrove and Boutilier
- Invitation to participate on interview committee for oil sands representative
- Upcoming appearance on “The Verdict” with Superintendent Tonia Enger, RCMP.
- Al Hancock Mount Everest Expedition

Mr. Al Hancock was pleased to be in attendance at the meeting and being recognized by council. It took him two months to climb to the top of Mount Everest and as he reached the summit he thought about all of the people who rallied behind him and made it happen. He stated that people must believe in themselves and be willing to try something new.

REPORTS:

2007 Capital Budget Amendments

Resolution # 07-244

MOVED by Deputy Mayor Germain that the 2007 Capital Budget be amended as noted in the “2007 Capital Budget Amendments – Projects Cancelled or Deferred” (Attachment #1) and the “2007 Capital Budget Amendments – Revised Projects” (Attachment #2).
CARRIED UNANIMOUSLY

2006 Uncommitted Emerging Issues Reserve Transfer

Resolution # 07-245

MOVED by Councillor Meagher that \$1,422,048.26, representing the uncommitted balance in the 2006 Emerging Issues Reserve as at December 31, 2006, be transferred to the Capital Infrastructure Reserve.

CARRIED

For: Blake, Carbery, Chadi,
Clarkson, Flett, Meagher
Slade, Vyboh

Opposed: Germain

Land Acquisition for Clearwater Loop Road Portion of 10217 Centennial Drive (Lot 38, Block 1, Plan 892 0146)

Mr. Ed Salmon, Acting Land Manager was in attendance to provide an overview and respond to questions from Council.

The following motion was presented by Councillor Clarkson:

- “THAT Administration proceed with the purchase of the westerly 12.4 meters of Lot 38, Block 1, Plan 892 0146 from 374496 Alberta Ltd for the full price of \$396,900, plus 6% GST;
- THAT Administration proceed with the sale of Lot 1 in the Hwy 63 Eco-Industrial Park to 374496 Alberta Ltd for the full price of \$800,000;
- THAT any excess funds resulting from the transaction, if any, be transferred to the Asset Acquisition Reserve; and
- That the capital project name currently referred to as Clearwater Drive – Land Acquisition be changed to Lower Townsite East End Loop Road – Land Acquisition.”

Concern was expressed relative to the legal description being somewhat ambiguous, and it was subsequently requested that the second bullet be changed to include the words “as shown on the tentative plan of subdivision, dated March 9, 2007”, immediately following the words “Eco-Industrial Park”. Councillor Clarkson agreed to accept the change as a friendly amendment. Council then voted on the revised resolution, as shown below:

Resolution # 07-246

MOVED by Councillor Clarkson:

- THAT Administration proceed with the purchase of the westerly 12.4 meters of Lot 38, Block 1, Plan 892 0146 from 374496 Alberta Ltd for the full price of \$396,900, plus 6% GST;
- THAT Administration proceed with the sale of Lot 1 in the Hwy 63 Eco-Industrial Park, as shown on the tentative plan of subdivision dated March 9, 2007, to 374496 Alberta Ltd for the full price of \$800,000;
- THAT any excess funds resulting from the transaction, if any, be transferred to the Asset Acquisition Reserve; and
- That the capital project name currently referred to as Clearwater Drive – Land Acquisition be changed to Lower Townsite East End Loop Road – Land Acquisition

CARRIED

For: Blake, Carbery, Clarkson,
Flett, Meagher, Vyboh

Opposed: Chadi, Germain, Slade

**Land Acquisition for Clearwater Loop Road Phase 1 10302
Gordon Avenue (Lots 1-13, Block 2, Plan 6344 AY)**

Resolution # 07-247

MOVED by Councillor Meagher that Administration proceed with the purchase from Liam Construction Inc. of Lots 1 -13, inclusive, Block 2, Plan 6344 AY, excepting thereout

(A) The Northern Alberta Railways Right Of Way as shown on Railways Plan 5072 ET out of the said Lots 3 to 13 inclusive, and

(B) the northerly 34 feet in perpendicular width throughout all of the said lots,

and excepting thereout all mines and minerals for the full price of \$2,160,000.00 plus GST, to be paid from the Capital Infrastructure Reserve.

CARRIED

For: Blake, Carbery, Clarkson,
Flett, Meagher, Vyboh

Opposed: Chadi, Germain, Slade

Emergency Communications Project Funding Shortfall

Resolution # 07-248

MOVED by Councillor Vyboh:

- THAT the 2007 Capital Budget (approved on December 12, 2006) be increased by \$6,472,503 which will be committed to the Capital Infrastructure Reserve. This amount will be allocated to the Emergency Communications Study/Implementation project, bringing the total cost of the project to \$8,580,503 as identified in Attachment 2 – Capital Budget Amendment, June 12, 2007.
- THAT the tender for the Emergency Communication System and Broadband Network be awarded to Pantel in the amount of \$4,843,622.00 plus GST.

Concern was raised as to what the difference in technology will be and what value it will bring to the Municipality. The Chief Technology Officer clarified that due to high growth, additional traffic and continuous demands to put more data on the system and provide rural access on the network, there needs to be an update to carrying capacity. In addition, the video streaming and updating of the audio visual equipment in the council chamber would be a

result of this.

CARRIED UNANIMOUSLY

2007 Canada Day Celebration

Resolution # 07-249

MOVED by Councillor Meagher:

- THAT \$2,500 be allocated from the Civic Grant Fund and \$4,500.00 from the Joint Initiatives Fund to offset general expenditures for the Canada Day festivities;
- THAT a one time allocation of \$10,000 from the Recreation, Arts and Leisure operating budget be approved to cover administrative costs;
- THAT the additional Canada Day Organizing Committee's request as outlined in Attachment 1, be approved.

CARRIED UNANIMOUSLY

Fort McMurray Historical Society Heritage Day Celebration

Resolution # 07-250

MOVED by Councillor Chadi that \$4,000 be allocated from the Joint Initiatives Fund for the 2007 Heritage Day Celebration.

CARRIED UNANIMOUSLY

Canada/Alberta Municipal-Rural Infrastructure Fund (CAMRIF) Submission

Resolution # 07-251

MOVED by Councillor Vyboh that the 2008 Urban Road Rehabilitation Program and the Light Emitting Diode (LED) Traffic Signal Replacement Program be approved for submission to the Canada/Alberta Municipal Rural Infrastructure Fund (CAMRIF).

CARRIED UNANIMOUSLY

BYLAWS:

Bylaw No. 07/042 – Smoke Free Bylaw

Bylaw No. 07/042, BEING A BYLAW OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO TO REGULATE SMOKING IN PUBLIC PLACES AND WORK PLACES, was presented to receive second and third readings.

The following motion was presented by Councillor Vyboh:

“THAT Bylaw No. 07/042, being the Smoke Free Bylaw, be read a second time.”

Resolution # 07-252

MOVED by Councillor Chadi that Bylaw No. 07/042 be amended by changing the implementation date from September 1, 2007 to January 1, 2008.

DEFEATED

For: Chadi

Opposed: Blake, Carbery, Clarkson,
Flett, Germain, Meagher,
Slade, Vyboh

Voting then occurred on Councillor Vyboh’s motion.

Resolution # 07-253

MOVED by Councillor Vyboh that Bylaw No. 07/042, being the Smoke Free Bylaw, be read a second time.

CARRIED

For: Blake, Carbery, Clarkson,
Flett, Germain, Meagher,
Slade, Vyboh

Opposed: Chadi

Resolution # 07-254

MOVED by Councillor Vyboh that Bylaw No. 07/042, be read a third and final time.

CARRIED

For: Blake, Carbery, Clarkson,
Flett, Germain, Meagher,
Slade, Vyboh

Opposed: Chadi

Bylaw No. 07/035 – Water Utilities Management Bylaw

Bylaw No. 07/035 BEING A BYLAW OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO FOR THE SUPPLY AND MANAGEMENT OF MUNICIPAL WATER UTILITY SERVICES, was presented to receive second and third readings.

Resolution # 07-255

MOVED by Councillor Carbery THAT Bylaw No. 07/037 be amended by:

- A. deleting section 25(d) and renumbering the remaining subsections accordingly; and
- B. deleting from section 83 “within ten (10) meters” and inserting “within 15.24 meters”.

CARRIED UNANIMOUSLY

Resolution # 07-256

MOVED by Councillor Carbery that Bylaw No. 07/035, as amended, be read a second time.

CARRIED UNANIMOUSLY

Resolution # 07-257

MOVED by Councillor Meagher that Bylaw No. 07/035 be read a third and final time.

CARRIED UNANIMOUSLY

Bylaw No. 07/048 – Debenture Borrowing Bylaw – MacDonald Island Redevelopment Project

Bylaw No. 07/048, BEING AN AMENDMENT TO DEBENTURE BORROWING BYLAW NO. 06/010 FOR THE MACDONALD ISLAND PARK REDEVELOPMENT PROJECT, was presented to receive first reading.

Resolution # 07-258

MOVED by Councillor Clarkson that Bylaw No. 07/048, being an amendment to Debenture Borrowing Bylaw No. 06/010 for the MacDonald Island Redevelopment Project, be read a first time.

CARRIED UNANIMOUSLY

Bylaw No. 07/006 - Debenture Borrowing Bylaw – Vista Ridge Lodge Expansion

Bylaw No. 07/006, BEING A BYLAW OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO TO AUTHORIZE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO TO INCUR AN INDEBTEDNESS BY THE ISSUANCE OF DEBENTURES IN THE AMOUNT OF SEVEN HUNDRED FIFTY EIGHT THOUSAND SIX HUNDRED DOLLARS (\$758,600.00) FOR THE PURPOSE OF THE VISTA RIDGE LODGE EXPANSION, was presented to receive first reading.

Resolution # 07-259

MOVED by Councillor Meagher that Bylaw No. 07/006, Debenture Borrowing Bylaw – Vista Ridge Lodge Expansion, be read a first time.

CARRIED UNANIMOUSLY

NEW BUSINESS:

Resolution # 07-260

MOVED by Councillor Meagher that the Regular Council Meeting scheduled for Tuesday, July 24, 2007 be cancelled.

CARRIED UNANIMOUSLY

ADJOURNMENT:

Resolution # 07-261

MOVED by Councillor Meagher that the meeting be adjourned.

CARRIED UNANIMOUSLY

The meeting adjourned at 8:09 p.m.

MAYOR

CHIEF LEGISLATIVE OFFICER

MINUTES OF A PUBLIC HEARING OF THE COUNCIL OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO HELD IN THE COUNCIL CHAMBERS AT THE MUNICIPAL OFFICES IN FORT McMURRAY, ON TUESDAY, JUNE 12, 2007.

PRESENT:	MAYOR	M. BLAKE
	DEPUTY MAYOR	S. GERMAIN
	COUNCILLORS	J. CARBERY J. CHADI S. CLARKSON L. FLETT P. MEAGHER C. SLADE J. VYBOH
	REGIONAL MANAGER	B. NEWELL
	CHIEF LEGISLATIVE OFFICER	K. GREIG
	LEGISLATIVE OFFICER	C. CHISLETT
ABSENT:	COUNCILLORS	R. REBUS L. WILTZEN

CALL TO ORDER

Mayor Blake called the Public Hearing to order at 6:13 p.m.

PUBLIC HEARING RE: BYLAW NO. 07/042 – SMOKE FREE BYLAW

A. Opening Statement

Ms. Surekha Kanzig, Senior Legislative Officer, presented the Smoke Free Bylaw and the need for the Municipality to go to a GOLD standard. The bylaw is to come into effect September 1, 2007. It was brought forth that other major cities in Alberta, such as Calgary and Edmonton, have already implemented this standard and that it was time that Fort McMurray do the same.

B. Written Presentations

There were no written presentations

C. Verbal Presentations

Ms. Dawn Anderson, Stonebridge Hotel, was representing a group of local hotels in the area in opposition, to the portion of the bylaw that stipulates the implementation date. It was expressed that in order to coincide with their fiscal year, an implementation date of January 1, 2008 would be best for them. In addition, concerns were expressed with regard to the potential hazards that smokers will experience in

having to go so far into the street to have a cigarette. She recommended that the issue be tabled until provincial legislation is passed and implemented.

Mr. Doug Ottway, resident, indicated opposition to the bylaw, noting concerns that the bylaw may result in the bankruptcy of small businesses, including his own. He also noted that businesses were already forced to spend a significant amount of money renovating to accommodate the last smoking bylaw.

Mr. Prakash Mullick, Wood Buffalo Tobacco Reduction Coalition, expressed support for the bylaw noting, that over 3,000 people have signed a petition in support of the Smoke Free Bylaw. The proposed provincial legislation is not guaranteed, therefore, the Municipality needs to show leadership by adopting a gold standard and creating a level playing field for all businesses. Also noted was the fact that the proposed bylaw is in line with the Future Forward values of “the right to live and work in safety” and that workers in establishments that permit smoking and are exposed on a daily basis do not have the choice. Lastly, he implored Council to pass this bylaw today.

Ms. Judy Corcoran & Ms. Kathy McKenna – Wood Buffalo Tobacco Reduction Coalition, indicated their support for the proposed bylaw. Although the province is moving forward with legislation, the timelines are not set. Ms. Corcoran and Ms. McKenna presented several statistics to support non-smoking legislation. They noted that 8 of 10 provinces and 2 of 3 territories have already done so. The proposed bylaw would result in the protection of all citizens (workers) in establishments and provide continuity for people moving here from other places who are already accustomed to smoke free policies. The Wood Buffalo Tobacco Reduction coalition has also started a SMOKE campaign among youth, Students Making Others Knowledgeable and Empowered. They requested that Council pass this Smoke Free Bylaw immediately.

D. Other Verbal Presentations (Time Permitting and with Consent of Council)

Mr. Jim Rogers, resident, expressed support for the bylaw and noted that the tobacco industry forces the public to accept information about the effects of smoking and that there is a need to take a stand and would like this bylaw supported today.

Jane Heflash, Rowing Club, indicated support for the bylaw. Service and volunteer organizations are losing out on valuable fundraising opportunities because members are unwilling to fundraise in a smoking environment.

Ms. Ashley Bishop, resident, opposed the bylaw and noted that residents have the right to make their own decisions and can choose to go to different establishments if they want. People are not forced to go into smoking facilities.

Mr. Shane McBride, resident, opposed the bylaw. He noted that smoking is unhealthy, but local businesses would suffer due to the higher percentage of smokers in Fort McMurray.

Rolando Inzunza, Wood Buffalo Tobacco Reduction Coalition, presented information with regard to research conducted from around the world about loss of business due to smoke free bylaws. Other municipalities have gone smoke free with no negative long term effects. Some business even realized an increase in business because those that would not have gone out before because of the smoking are now going out.

E. Questions of Council

In response to questions from council, it was clarified that proprietors have the option of building bus-like shelters on the outside of the establishments to accommodate smoker, as long as it adhered to all municipal bylaws.

ARRIVAL

Deputy Mayor Germain joined the meeting at 6:38 p.m.

Hotel/Motel rooms and individual rooms in work camps are not impacted by the bylaw, however, all common areas must comply. It was also clarified that the RCMP and Bylaw Enforcement would undertake a proactive awareness campaign, which would be followed by reactive enforcement.

F. Closing Statement

Ms. Surekha Kanzig, Senior Legislative Officer, advised that although provincial legislation is progressing, there is a need to make a change now and show leadership. It is recommended that the proposed bylaw be adopted to address health concerns, particularly as it is unknown if and when provincial legislation will be passed or implemented.

CLOSURE OF PUBLIC HEARING

Resolution # 07-262

MOVED by Councillor Clarkson that the public hearing be closed.
CARRIED UNANIMOUSLY

The public hearing closed at 6:56 p.m.

MAYOR

CHIEF LEGISLATIVE OFFICER