

**TOWN OF SMOKY LAKE
REGULAR COUNCIL MEETING
Wednesday, April 7, 2010
Town Council Chambers
Smoky Lake, Alberta
7:00 p.m.**

PRESENT:	Dave Franchuk	Mayor
	Nathan Taylor	Deputy Mayor
	John Cherniwchan	Councilor
	Therese Taschuk	Councilor
	Dave Paches	Councilor
ADMINISTRATION:	Colum Mc Cready	Town Manager

PRESS: Smoky Lake Signal Representative

1. CALL TO ORDER

Mayor Franchuk called meeting to order at 7:01 p.m.

2. APPROVAL OF AGENDA

MOTION #166/10 **MOVED** by Councilor Paches

THEREFORE BE IT RESOLVED THAT the Agenda for the Regular Meeting be accepted as presented.

CARRIED

3. DELEGATIONS

1. Michael Epp, Auditor, Hawkins, Epp, Dumont, LLP

The presentation included a presentation of the 2009 management letter with the following matters being reviewed:

1. LAPP
2. FCSS
3. Tangible Capital Assets
4. Year End Adjusting Journal Entries
5. Reconciliation of A/P Subledger
6. Review of Expense Accounts
7. Gov't Conditional Grants
8. Payroll
9. Employee Expense Claims
10. Monthly Journal Entries
11. Bank Reconciliations
12. Financial Info presented to council
13. Access to the Property Tax Module

2. Smoky Lake Town and Country Golf Club

The delegation included Ed Shaske, and

Don Campbell and the presentation revolved around the new lease agreement between the lessor, Town of Smoky Lake and the lessee, Town and Country Golf Club where both could anticipate a working relationship.

3. Delegation from residents regarding a petition against the proposed regional water supply

Mr. and Mrs. Boychuk, Judy Shupenia and Bonnie Kordyban appeared before Council with a petition against the proposed regional water supply line.

4. QUESTION PERIOD

Council received a courtesy visit from Dr. Djarrahbachi from the Institute of Milk and Its Products. He spoke about concerns he faced over a span of five years regarding the cheese factory.

Mayor called a recess at 8:20 pm and resumed the meeting at 8:30 pm

5. APPROVAL OF PREVIOUS MINUTES

MOTION #167/10

MOVED by Councilor Taschuk

THEREFORE BE IT RESOLVED THAT the minutes of the March 17, 2010 Regular Town Council Meeting be accepted as presented.

CARRIED

MOTION #168/10

MOVED by Councilor Taschuk

THEREFORE BE IT RESOLVED THAT the minutes of the March 25, 2010 Special Town Council Meeting be accepted as presented.

CARRIED

Council tabled the minutes of the March 30 Special Council meeting for the next meeting of April 21, 2010.

6. GENERAL GOVERNANCE SERVICES

1.) Approval of post audit adjustments

MOTION #169/10

MOVED by Councilor Paches

THEREFORE BE IT RESOLVED THAT Council approve the transfer of \$391,383.00 from General Administration to the Accumulated Surplus General GL Account 4-01-910 as per the 2009 Audit Report.

CARRIED

MOTION #170/10

MOVED by Councilor Paches

THEREFORE BE IT RESOLVED THAT Council amends motion 159, March 25 to read: approving and accepting the Operating budget for the sum of \$814,030.76 to include a transfer from Deferred Revenue Account 4-01-315 for the sum of \$27,720.00 to the Fire Department GL Account 1-23-991.

CARRIED

MOTION #171/10

MOVED by Deputy Mayor Taylor

THEREFORE BE IT RESOLVED THAT Council amend motion 158, March 25 to read: approving and accepting the Capital Budget for the sum of \$83,385.97 to include new changes including moving the John Deere tractor purchase for \$37,950.00 to a 2010 Operating Grant rather than from tax revenue.

CARRIED

2.) First Reading of Tax Rate Bylaw 004/10

MOTION #172/10

MOVED by Councilor Paches

THEREFORE BE IT RESOLVED THAT Tax Rate Bylaw 004/10 be given a first reading.

CARRIED

3.) Second and Third Reading of Traffic Control Bylaw 003/10

MOTION #173/10

MOVED by Deputy Mayor Taylor

THEREFORE BE IT RESOLVED THAT the second reading be given to the Traffic Control Bylaw 003/10.

CARRIED

MOTION #174/10

MOVED by Councilor Taschuk

THEREFORE BE IT RESOLVED THAT the third and final reading be given to the Traffic Control Bylaw 003/10.

CARRIED

4.) Second and Third Reading of FCSS Bylaw 002/10

MOTION #175/10

MOVED by Councilor Taschuk

THEREFORE BE IT RESOLVED THAT the second reading be given to the FCSS Advisory Board Bylaw 002/10 with the amendments presented:

Section 2 Definitions-subsection 2.1.3 CAO should read Town Manager; not CAO

Section 4 Limitations-subsection 4.2 CAO should read Town Manager; not CAO

Section 10 Appointment of Chair and Vice-Chair subsection 10.1 should read At its first regular meeting held in the month of October in each year, the Board shall elect, by the majority vote of the Board Members present, one Board Member for the office of Chair and one Board Member for the office Vice Chair.; and

Section 13 Advisory Board Responsibilities of the FCSS and Community Coordinator subsection 13.7 should read the Town Manager, not CAO.

CARRIED

MOTION #176/10

MOVED by Councilor Cherniwchan

THEREFORE BE IT RESOLVED THAT the third and final reading be given to the FCSS Advisory Board Bylaw 002/10.

CARRIED

5.) Feasibility Study for Reservoir

MOTION #177/10

MOVED by Deputy Mayor Taylor

THEREFORE BE IT RESOLVED THAT Council approves the signing of the Confirmation of Assignment documents authorizing Associated Engineering Alberta Ltd. to commence work on a feasibility study for a proposed new reservoir for the Town of Smoky Lake for the sum of \$27,500.00. Town Administration has applied for MSI capital funding for this study and has been given provisional approval for these funds as this will be a "Spade ready" project with an Alberta Government stipulation that construction be completed within five years.

CARRIED

6.) Installing the new Alberta Government MIMS 5.1 Manager Software

MOTION #178/10

MOVED by Councilor Cherniwchan

THEREFORE BE IT RESOLVED THAT

1. Council approves the downloading of MIMS 5.1 software on to the Town's server.
2. Council also approves the Town Manager signing the attached End User Agreement and the Third Party End User License Agreement.
3. Council also approves any associated costs involved in downloading and installing the software: approximately \$420.00 plus GST for

a Rivers Edge Technician (as per the current contract with them). The fees for Focus Engineering are already covered under the current Municipal Infrastructure Master Plan costs as approved by Council Motion #078/10 (February 17 meeting) and as covered by MSI 2010 Capital funding for the sum of \$50,000.00.

CARRIED

7.) Approval of a revised Sale and Development Agreement for Kolocreeka Place known to be a Sale and Construction Agreement

MOTION #179/10

MOVED by Councilor Paches

THEREFORE BE IT RESOLVED THAT

1. Council approves the revisions and suggested changes to the 2007 Sale and Development Agreement made by its lawyers Brownlee LLP in an email dated March 31, 2010 in which they suggested renaming the document as a **Sale and Construction Agreement**.

CARRIED

MOTION #180/10

MOVED by Councilor Paches

Council is also to approve the **appraisal of one sample lot** in the Kolocreeka subdivision to ensure that sales are fair market value. This is to maintain compliance with the MGA Section 70. 1.1 which states that land cannot be sold for less than its market value unless it is advertised beforehand.

CARRIED

8.) Sponsorship of Representative for Pumpkin Growers

MOTION #181/10

MOVED by Councilor Cherniwchan

THEREFORE BE IT RESOLVED THAT Council sponsor one representative of the Pumpkin Growers to attend the Rural Tourism Conference in Camrose.

CARRIED

9.) Approval of a lease for the Smoky Lake Town and Country Golf Club

Tabled for the next meeting of April 21, 2010

7. COUNCIL REPORTS

a) Mayor Dave Franchuk

March 18	Attended Jeff Johnson Shinny Showdown Hockey Game at no charge to the Town and the official opening of the Ag Society's Improvements opening
March 24	Attended Evergreen Regional Waste Meeting in St.Paul at no charge to the Town
March 25	Attended The Budget Meeting
March 26	Attended the Midget Hockey Provincial "D" Tournament and took part in the opening ceremonies
March 27	Attended the Zone Rural Crime Watch Meeting
March 29	Attended Joint Municipalities Meeting
March 30	Attended the FCSS meeting

b) Deputy Mayor Nathan Taylor

March 18	Attended Jeff Johnson Shinny Showdown Hockey Game
March 19	Attended the Muni-Corr meeting
March 23	Attended a meeting with Jeff Johnson at The Legislature and had a meeting with The Premier
March 24	Attended the Evergreen Regional Waste Management meeting
March 25	Attended the Budget meeting
March 29	Attended the Joint Municipalities meeting
April 6	Attended the Gavinchuk meeting (now renamed the Smoky Lake Photo History Committee)

c) Councilor Therese Taschuk

March 25	Attended the Budget Meeting
March 29	Attended the Joint Municipalities meeting
March 30	Attended the FCSS meeting

d) Councilor Dave Paches

March 18	Attended the Jeff Johnson Shinny Showdown Hockey Game
March 19	Attended the Foundation meeting
March 25	Attended the Budget meeting
March 29	Attended the Joint municipalities meeting

e) Councilor John Cherniwchan

March 18	Attended the Jeff Johnson Shinny Showdown Hockey Game
March 19	Attended the Shona Bishop Memorial Curling Funspiel
March 25	Attended the Budget Meeting
March 29	Attended the Joint municipalities meeting
April 6	Attended the Smoky Lake Photo History Committee

MOTION #182/10

MOVED by Councilor Taschuk

THEREFORE BE IT RESOLVED THAT Council accept

Council reports as presented.

CARRIED

Deputy Mayor Taylor left the meeting at 9:37 and returned at 9:38 pm.

8. ADMINISTRATION REPORT

MOTION #183/10

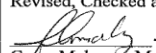
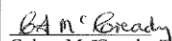

MOVED by Councilor Paches

THEREFORE BE IT RESOLVED THAT the Town Manager report be accepted as presented.

CARRIED

9. FINANCIAL REPORTS



TOWN OF SMOKY LAKE	REQUEST FOR DECISION
AGENDA ITEM #:	
DATE:	April 7, 2010
TOPIC:	Financial Information for Approval
PROPOSAL:	To approve the following: <ul style="list-style-type: none">The payment of Cheques 3642 - 3693 from March 13th, 2010 to April 6th, 2010 in the amount of \$155,857.07 Revised, Checked and Approved by:  Gerry Maloney, Manager of Finance  Colum McCreedy, Town Manager  Dave Franchuk, Mayor
RECOMMENDATION:	To pass the following motion
MOTION:	THEREFORE BE IT RESOLVED THAT Council accepts the above Financial Information as stated.

MOTION #184/10

MOVED by Councilor Paches

THEREFORE BE IT RESOLVED THAT Council accept the cheque register as presented.

CARRIED

10. PUBLIC UTILITIES and GAS

n/a

11. DEPARTMENTAL REPORTS

n/a

12. CORRESPONDENCE

Date Sent	From ...	Correspondence for March Details ...
ACTION ITEMS		
02-Mar-10	Rupert Murphy	Follow up to 2009 Evaluation (Federation of AB Gas Co-ops Ltd.
22-Mar-10	Dr.Scott Vanderleest	Looking for company/building to sublease for his chiropractor treatment
22-Mar-10	Ruth Rutteman	2010 Municipal Recreation/Tourism Areas Operating Grant
23-Mar-10	Government of Alberta	Annual Return-The SmokyLake Mineral Rights Development Co. Ltd.
23-Mar-10	Les Kruszewski	Water Main Breaks for Focus Engineering
25-Mar-10	AB Municipal Health & Safety Assn.	Meeting at Nisku Fire Hall Wednesday, April 28, 2010 DEADLINE:April 21
29-Mar-10	Smoky Lake Tae Kwon Do Club	Request to participate in annual town cleanup for pitch in week
31-Mar-10	Smoky Lake FCSS	Proclaim April 18-24 National Volunteer Week in S.L. & attend celebration

INFORMATION ITEMS

Date Sent	From ...	Correspondence for March Details ...
10-Mar-10	Carol Callioux	Census requirement - population affidavit
10-Mar-10	PitneyBowes	ValueMax insurance coverage for leased equipment
15-Mar-10	Ray Danyluk	Extension of Completion dates regarding Financial Documents
15-Mar-10	Alberta Education	2010 AB School Foundation Fund Invoice
15-Mar-10	Brian Alford-Safety Codes	Levies on Permits
15-Mar-10	AB Historical Resources Foundation	June 1 Deadline for nomination for Heritage Awards
16-Mar-10	Ray Gilmour	Information Bulletin re: adjustments to municipal sustainability initiative
17-Mar-10	Michael Merritt-AMA	Regional Services Commissions Debt Limit Regulation
17-Mar-10	John Malysz-County Gas	Tap 4369 or 5 Change in Formula
18-Mar-10	Trevor Tychkowsky	Disaster Services Courses
18-Mar-10	Brownlee LLP	Date change on letter to Shari Boyd re: prep/audit of F/S
18-Mar-10	Hector Goudreau Munipl Affairs	Acceptance of MSI conditional operating funding
19-Mar-10	Trevor Tychkowsky	Generator Update-Ordered three generators
19-Mar-10	John Deere - Ft. Sask.	Quote Summary for Equipment
19-Mar-10	Garry Drachenberg A.E.	Water Storage Feasibility Study
20-Mar-10	Cathy Paradis	Thank You letter for support/sponsorship of Midget Hockey Tournament
22-Mar-10	Alberta Municipal Affairs	MSI guidelines capital/operating program guidelines
22-Mar-10	Municipal Affairs	Municipal Sustainability Strategy Meeting summary
23-Mar-10	Alberta Municipal Affairs	2009 Municipal Partnership Program Grant Sponsorship
23-Mar-10	Brian Jackowich-AMSC	2010 AMSC MuniFunds Regional Road Show Apr.12-22
23-Mar-10	Christine Uttley, AMAA	2008 Linear Property Assessment for Tax Year 2009
26-Mar-10	Twila Bauman-	Joint Accreditation-S.L.Region withdrawal from Fire Discipline(Uniform Qual
29-Mar-10	Brian Storseth, MP	Thank you card
29-Mar-10	County of Smoky Lake	Events/Meeting Calendar
29-Mar-10	Federation of AB Gas Co-ops Ltd. Municipal Planning Services (2009) Ltd.	Federation Charity Golf classic registration form and sponsorship
30-Mar-10	Rose Phillips/ David Winch	Proposed subdivision NE23-59-17-W4 Smoky Lake County
30-Mar-10	Karen Mack	ICSP sent away for the New Deal for Cities and Communities(Accepted)
30-Mar-10	Barry Sjolie-Brownlee LLP	Elected Officials Education Program
		Financial Statement Reply

MOTION #185/10

MOVED by Councilor Paches

THEREFORE BE IT RESOLVED THAT Council accept correspondence as presented.

CARRIED

13. EXECUTIVE SESSION (In Camera)

1.) Legal Issues (2)

MOTION #186/10

MOVED by Councilor Cherniwchan

THEREFORE BE IT RESOLVED THAT Council move "In-Camera" at 9:50 p.m.

CARRIED

MOTION #187/10

MOVED by Deputy Mayor Taylor

THEREFORE BE IT RESOLVED THAT Council move "Out of Camera" at 10:30 p.m.

CARRIED

MOTION #188/10

MOVED by Mayor Franchuk

THEREFORE BE IT RESOLVED THAT Council pay for Gerry Maloney, the Finance Officer, to attend a course in Lethbridge and allow him the use of the Town truck.

CARRIED

MOTION #189/10

MOVED by Deputy Mayor Taylor

THEREFORE BE IT RESOLVED THAT Council assign Councilor Paches as the new representative for the Town of Smoky Lake on the JEDI Board as replacement for Mayor Franchuk.

CARRIED

14. ADJOURNMENT

MOTION #190/10

MOVED by Councilor Cherniwchan

THEREFORE BE IT RESOLVED to adjourn the Regular Council Meeting at 10:40 pm.

CARRIED

Dave Franchuk
Mayor

Colum Mc Cready
Town Manager