

**THE SUMMER VILLAGE OF SILVER BEACH
MINUTES OF THE REGULAR MEETING OF COUNCIL
HELD WEDNESDAY, APRIL 25, 2007
AT THE EDMONTON OILER'S BOARD ROOM
EDMONTON, ALBERTA**

Present:

Council:
James Irving
Norm Majeski
Allan Watt

Staff:
Wendy Nickel, CAO
Blaine Alexander, Development Officer

A. Call to Order

Mayor Irving called the Regular Meeting of Council of Wednesday, April 25, 2007 to order at 5:15 P.M.

B. Adoption of Agenda

Mayor Irving moved that the Agenda for the regular meeting of Council of Wednesday, April 25, 2007 be adopted as presented.

Carried Unanimously

C. Adoption of Minutes

1. Regular Council Meeting of March 20, 2007

Councilor Majeski moved that the minutes of the Council Meeting of Tuesday, March 20, 2007 be adopted as presented.

Carried Unanimously

D. Delegations

1. John Pawluik, Auditor – J. A. Pawluik Professional Corporation

John Pawluik reviewed the 2006 financial statements with Council, as well as the 2006 budget variances. The village will show an operating surplus of \$1,016.53 after an additional contribution to the Roadway Reserve of \$14,000. The Peace Officer Service operating surplus was used to make an additional contribution of \$9,000 to the Peace Officer Reserve and a deferral of revenue to 2007 of \$12,874.58. Mr. Pawluik will prepare the official copy of the financial statements once Council has approved the draft statements. Council thanked Mr. Pawluik for attending the meeting to review the statements and budget variances with Council.

Mayor Irving directed that Council deal with the Financial Reports, Item 1 -2006 Year End Financial Statements.

Councilor Watt moved to accept the draft financial statements as presented and to ratify the additional contributions to reserve and the deferral of surplus revenue as noted above.

Carried Unanimously

2. George and Bill Schwindt

George and Bill Schwindt were present to discuss the annexation of their property by the village. The informal discussion covered some issues of mutual concern, including the necessity of determining accurately where the high water mark is so that the point where the required environmental reserve can be determined. Mayor Irving also noted that there would need to be a clear idea of the building pocket on the point, with lot sizes determined accordingly.

Mayor Irving directed Council to deal with New Business, Item 2 – Process of Subdivision after Annexation.

Blaine Alexander, Development Officer, had prepared a report regarding the process of subdivision after annexation, and George and Bill Schwindt were both provided with a copy for their reference. Mr. Alexander noted that the annexation process could occur fairly quickly if the annexation is uncontested, and it can be a matter of just weeks to receive approval by an Order in Council. He also noted that approvals are typically issued on January 1st and June 1st of the year. He also advised that there is an exhaustive duty to notify all parties that would be impacted by the annexation process, such as utility companies and the like. Comments would be received from the ratepayers at a Public Hearing, and the initiating party would be responsible for hosting and setting up the hearing. In this case, the responsibility would belong to the Summer Village of Silver Beach. Council could hear complaints and concerns from residents, but any public complaints received would not necessarily mean that the annexation would be deemed as contested. This would be a matter for the Municipal Government Board to decide based on its review of the Disposition of Report. Mr. Alexander also reviewed the tax implications of an annexation and subsequent subdivision for both the village and the developer of the annexed parcel.

Mayor Irving directed Council to deal with New Business, Item 1, and Amendment to Land Use Bylaw.

Mr. Alexander had prepared Bylaw 216 / 2007 to amend the land use bylaw. The amendment clarifies the setback requirements for the location of garages. The amendment also proposes changes to the maximum height restrictions of buildings. Councilor Irving asked that the first reading of Bylaw 216 / 2007 be deferred to the meeting in which the public hearing related to the matter will be held.

Council thanked Mr. Alexander, Mr. George Schwindt, and Mr. Bill Schwindt for their attendance. Mayor Irving advised that a summary letter of the discussion related to the proposed annexation would be prepared and forwarded to both George and Bill Schwindt.

E. Financial Reports

2. Monthly Cash Statement – Month Ended March 31, 2007

Councilor Majeski moved to accept the Cash Statement for the month ended February 28, 2007 as presented.

Carried Unanimously

F. Accounts Payable

Councilor Watt moved to pay cheques numbered 2197 to 2218 for the period ended April 25, 2007 in the amount of \$67,644.31. Cheques 2197 to 2204 were prepaid and had already been released. The amount payable includes payments made on-line in the amount of \$14,762.91 including payroll direct deposit transfer for March.

Carried Unanimously

G. Old Business

1. Draft Agreement for Pigeon Lake Special Constable Service

IN 2006, the AUMA had advised that the Additional Named Insureds would need to be removed from the village's insurance policy as of December 31, 2006. All of the villages that receive Peace Officer services are listed on Silver Beach's policy as ANIs with respect to the operations of the Peace Officer Service. The AUMA advised late last year that the issue of ANIs was under review and that a decision would be forthcoming by March 31, 2007. The draft agreement was put on hold until such time as the insurance issues could be sorted out. There is no resolution as of yet on the issue of ANIs, and the AUMA has now advised that the ANIs do not need to be removed from the village policy, pending

provincial review of the Insurance Act. The Solicitor General is also required to review any agreements for peace officer services, and a copy of the draft agreement has been forwarded to the Solicitor General's office. No reply has been received to date. The administrator also noted that Crystal Springs had sent an email requesting a longer notice of termination period. Council determined to leave the termination clause as is. The Administrator will prepare the agreements for the participating village's signatures.

2. Designation of Environment Reserve - Pending
3. Encroachment Agreement – Pending
4. Garbage Bylaw – Pending
5. Pigeon Lake Regional Infrastructure Management Plan

Councilor Majeski moved that Council decline to participate in the plan at this time.

Carried Unanimously

6. 2007 Budget - Pending

Council reviewed a draft copy of the budget and made some changes with regards to expenditures. A final draft will be prepared based on Council's input to be presented at the next meeting of Council.

H. New Business

3. School Requisition

The 2007 Education Property Tax Requisition has been received from the Minister of Municipal Affairs. The provincial requisition for the village is \$204,420.95 compared to \$182,635.47 in 2006. This represents a 12% increase over the previous year.

Presented for Council's information only.

4. Resident Complaints re: New Garbage Pick-up Contract

Three complaints have been received from residents regarding the new automated garbage pick-up system. The complaints relate mainly to the Monday collection dates, as some residents will not be at the village on Mondays to put out and take back in the tote cart. Council directed administration to respond to the complaints

by pointing out that there were no bids received for the same type of service that had been provided in the past, and that Council had few options available, other than the one that was chosen.

5. Assessment Report

Mike Krim, assessor, provided a summary of the changes that had occurred for the 2006 assessment roll (2007 taxes)

Presented for Council's information only.

6. Nomination Day / Election / Annual General Meeting

Nominations for the 2007 municipal election for summer villages can be received in June or July, or both June and July in the year in which an election is to be held at a date and place between the hours established by Council as per Section 12 (d) of the Local Authorities Elections Act. Election day is four weeks after Nomination Day. Notice of Nomination Day is required to be sent out by either publishing a notice at least once a week in each of the two weeks prior to Nomination Day, or by mailing a notice to every residence at least one week before Nomination Day.

Council directed the Administrator to set up a schedule for Nomination Day, the Annual General meeting, and the public hearing for the Bylaw to amend the Land Use bylaw and the proposed annexation of the Schwindt property. Council would prefer a date early in June. The Administrator will book a facility for the earliest date possible in June, and prepare the schedule for the meetings and nomination day to be brought back to Council for ratification at the next Council meeting.

I. Council Reports

No reports.

J. Information Items

1. Monthly Constable Service Report – March, 2007
2. Letter dated April 12, 2007 from Alberta Municipal Affairs re: Census Count
3. Letter from Summer Village of Silver Beach to George Schwindt and Mary Lou Tizzard
4. Minutes of the Association of Summer Villages of Alberta, January 15, 2007
5. Letter from Association of Summer Villages of Alberta dated April 19, 2007

6. Email from Ray Danyluck, Minister of Municipal Affairs and Housing,
rec'd April 20, 2007 Re: 2007 Provincial Budget

Councilor Majeski moved to accept the above items for Council's information.

Carried Unanimously

K. Next Meeting

The next meeting was set for Wednesday, May 23, 2007 at the Edmonton Oiler's Board Room commencing at 5:15 P.M.

L. Adjournment

Mayor Irving moved that the meeting adjourn.

Carried Unanimously

Time of adjournment 7:45 P.M.

James Irving – Mayor

Wendy Nickel – CAO