

**REGULAR MEETING OF COUNCIL
SUMMER VILLAGE OF ITASKA
May 16, 2012
IN ROOM 241
LEDUC COUNTY ADMINISTRATION OFFICE**

PRESENT:

Present at the meeting were:

MAYOR	Ralph Johnston
COUNCILLORS	Jerry Rudnisky Rex Nielsen
CHIEF ADMINISTRATIVE OFFICER	June Boyda

CALL TO ORDER:

The meeting was called to order by Mayor Johnston 7:06 p.m.

ADDITIONS, DELETIONS AND ADOPTION OF AGENDA:

The following items are hereby added to the agenda:

- 7.8 Accounts Payable Cheque Listing #2 – May, 2012
- 7.9 J.A. Pawluik – Letter to Council
- 9.3 BackLot Access – Sale of Land
- 9.4 Leduc County – Transfer Station Agreement
- 9.5 Capital Region Assessment Services Commission – Qualified ARB Members 2012
- 9.6 Central Alberta Recreational Lakes - Spring Forum
- 9.7 Off-Highway Vehicles

Res. #024/12 Moved by Councillor Rudnisky that the Regular Council Meeting agenda is
Agenda hereby adopted as amended.

CARRIED

ADOPTION OF MINUTES:

Res. #025/12 Moved by Mayor Johnston that the Regular Council Meeting Minutes of April
Minutes 18, 2012 are hereby approved as amended.

CARRIED

DELEGATIONS: none

BYLAWS and POLICIES: none**C.A.O.'s REPORT:**

Blue-bag recycling to be brought up as a discussion item at the Annual Information Meeting to see if there is any interest for this type of service.

Support for projects, such as Living By Water would be done by supporting the Pigeon Lake Watershed Association.

Res. #026/12 Moved by Councillor Nielsen that the C.A.O.'s report for April 12 – May 8,
Report 2012, is hereby approved.

CARRIED

FINANCE:**Bank Reconciliation – February, 2012**

Res. #027/12 Moved by Councillor Rudnisky that the Bank Reconciliation for February,
Bank 2012, is hereby approved.
Reconciliation

CARRIED

Bank Reconciliation – March, 2012

Res. #028/12 Moved by Mayor Johnston that the Bank Reconciliation for March, 2012, is
Bank hereby approved.
Reconciliation

CARRIED

Accounts Payable Cheque Listing - May, 2012

Council agreed to accept this correspondence as information.

Balance Sheet and Income & Expense – May 8, 2012

Res. # 029/12 Moved by Councillor Rudnisky that the Balance Sheet and Income / Expense
Financial Statements for May 8, 2012 are hereby approved as presented.
Statements

CARRIED

GL Transaction History: January 1, 2012 – May 8, 2012

Council agreed to accept this correspondence as information.

Assessment Revisions

Council agreed to accept this correspondence as information.

2012 Budget

Res. #030/12 Moved by Councillor Nielsen that the 2012 Budget is hereby approved as
Bank amended.
Reconciliation

CARRIED

J.A. Pawluik – Letter to Council

Res. #031/12 Moved by Mayor Johnston that the letter to Council is hereby approved.
Audit

CARRIED

TACTICAL LIST:

Discuss tri-axle vehicles with the Pigeon Lake Protective Services.
Council reviewed and updated the tactical list.

NEW BUSINESS:**Management & Technical Services – Gazebo**

Review onsite the recommended area for the gazebo. Check for ideal placement, taking into consideration the existing facilities, open space and how the building would be used. Assess any drainage concerns.

Discuss during the Annual Information Meeting. If the project were to proceed afterwards, a contractor would be hired to complete the plans and build the shelter.

Watermere Public Hearing – June 12, 2012

Mayor Johnston to make a presentation at the public hearing.

Backlot Access – Sale of Land

Res. #32/12 Moved by Mayor Johnston that the business to come before the meeting having
Agreement been brought properly before it, the following resolutions were passed.

Whereas:

- a) the Summer Village is the registered owner of Lot 16; Block 1; Plan 1534 ET ("Access Lot") and certain residents of the Summer Village who are registered owners of lands described as Lots 1- 8 inclusive; Block 2; Plan 1695 HW; Lot 9A, Block 2, Plan 7921593; and Lots 2-7 inclusive; Block 3; Plan 1695 HW ("Back Lot Owners") currently have access to the shore and waters of Pigeon Lake by virtue of a lease agreement entered into between the Back Lot Owners or their predecessors and the Summer Village over the Access Lot dated June 7, 1994;

- b) a majority of the Back Lot Owners have requested that their access to the shore and waters of Pigeon Lake be provided by fee simple ownership of the Access Lot through a non-profit Alberta company to be incorporated under Part 9 of the Companies Act, c.c.-21 RSA 2000, called Itaska Beach Recreation Association (the "**Association**");
- c) the Summer Village has determined that it is now, and will continue to be, in the continuing best interest of the Summer Village if the Back Lot Owners have access to the shore and waters of Pigeon Lake through the Access Lot by virtue of fee simple ownership of the Access Lot by the Association;
- d) to achieve such access to the shore of Pigeon Lake for the Back Lot Owners, the Back Lot Owners have requested that the Summer Village sell, and the Summer Village has agreed to sell the Access Lot for a price of \$1.00 to the Association, which shall be owned exclusively by the Back Lot Owners from time to time and no other persons.
- e) the sale of the Access Lot shall be conditional upon the following:
 - i) The Association shall become properly incorporated and in good standing on the records of the Registrar of Corporations for the Province of Alberta within a reasonable time after the date of this resolution; and its shareholders shall be the Back Lot Owners, only;
 - ii) the Association shall grant to the Summer Village an option to purchase the Access Lot on the terms and conditions stated in and generally in the form of the Option to Purchase attached to this resolution as **Schedule "A;"**
 - iii) the Association shall enter into an agreement with its shareholders, who are the Back Lot Owners, governing the use, operation and maintenance of the Access Lot, on the terms and conditions stated and generally in the form of the Easement, Restrictive Covenant and Encumbrance Agreement attached to this resolution as **Schedule "B;"**
 - iv) the interest of the Summer Village under the Option to Purchase shall be recorded and registered on the title to the Access Lot by way of caveat registered under the *Land Titles Act* RSA 2000, c. L-4, such caveat to be registered immediately after the registration of any transfer of the Access Lot in the name of the Association as registered owner.

Therefore, be it resolved that:

1. the premises recited in the preamble to this resolution are incorporated herein and form part of this resolution.
2. The Summer Village sell the Access Lot to the Itaska Beach Recreation Association for the sum of \$1.00, subject to the condition that the Association grant to the Summer Village of Itaska Beach an option to purchase the Access Lot, such option to purchase to contain continuing covenants and obligations therein stated and generally in the form of the Option to Purchase attached to this resolution as **Schedule "A."**
3. The sale of the Access Lot shall be conditional upon the Association entering into an agreement with each of its shareholders regarding the use, maintenance and operation of the Access Lot as an amenity to be made available to such shareholders, generally in the form of the Easement, Restrictive Covenant and Encumbrance Agreement attached to this resolution as **Schedule "B."**
4. The Mayor of the Summer Village together with another officer of the Summer Village be and are hereby authorized to execute and deliver a transfer of the Access Lot to the Association under the seal of the Summer Village , upon the terms and conditions herein stated.

CARRIED

Leduc County – Transfer Station Agreement

Res. #33/12 Agreement Moved by Councillor Rudnisky that the Sunnybrook Transfer Station service agreement with Leduc County is hereby approved.

CARRIED

Capital Region Assessment Services Commission – Qualified ARB Members

Res. #34/12 Agreement Moved by Councillor Nielsen that in keeping with Bylaw 2010-01 the Council of the Summer Village of Itaska Beach hereby appoint those individuals listed in attached Schedule A for a term ending December 31, 2012, as members of the Assessment Review Board that may from time to time be required to hear assessment related complaints as permitted in the Municipal Government Act, RSA. 2000, c. M-26.

Schedule A:

1. Aitken, Sheila	11. Hennig, Stew
2. Atkinson, Frank	12. Katchur, Gale
3. Bennett, Judy	13. Knowles, Richard
4. Butlin, Donald	14. Pickering, Mark
5. Chartrand, Darlene	15. Ralph, Ray
6. Choy, William	16. Thain, Trevor
7. Dennett, Jack	17. Truscott, Una
8. Doving, Don	18. Twerdoclib, Robert
9. Ganske, Dwight	19. Wilcox, Glen
10. Gavan, Joyce	

CARRIED

Central Alberta Recreational Lakes - Spring Forum

Council agreed to accept this correspondence as information.

Off-Highway Vehicles

A request from residents to use the road and boulevard to get onto the lake was received. Further information to be researched: Can a bylaw be restricted to snow mobiles only, and can the parks be a restricted area?

ADMINISTRATIVE MATTERS:

C.A.O. Boyda – # 34 Encroachment Request

Res. #35/12 Development Moved by Councillor Rudnisky that the recommendation made by the Development Officer that the existing building is a non-conforming structure and no addition can be allowed that does not meet the current Land Use Bylaw. The request for an encroachment or to subdivide a portion of the Summer Village road cannot be accommodated.

CARRIED

C.A.O. Boyda – Recreational Vehicle Usage

Council agreed to accept this correspondence as information.

CORRESPONDENCE:

- 1 Website Analytics – April, 2012
- 2 Pigeon Lake Protective Services – April, 2012 Report
- 3 Pigeon Lake Watershed Association – Progress Report, April 2012
- 4 AUMA – Municipalities Matter Campaign
- 5 Progressive Conservative Party – Election Platform 2012

Council agreed to accept this correspondence as information.

DATE OF NEXT MEETING:

June 13, 2012 – Regular Council Meeting

EXECUTIVE SESSION (in-camera): none

ADJOURNMENT:

Res. #036/12 Moved by Councillor Nielsen that the Regular Council meeting of May 16,
Adjournment 2012 is hereby adjourned at 9:30 p.m.

CARRIED

THESE MINUTES ADOPTED BY COUNCIL THIS 13th DAY OF JUNE, 2012

MAYOR

CHIEF ADMINISTRATIVE OFFICER