

**SUMMER VILLAGE OF NORRIS BEACH  
REGULAR COUNCIL MEETING  
SATURDAY, MARCH 9, 2013 at 9:00 am  
SUMMER VILLAGES OFFICE COUNCIL CHAMBERS  
Ma-Me-O Beach, AB**

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**MINUTES**

**PRESENT:**

Council: Mayor Bruce Fowlie  
Deputy Mayor Brian Keeler  
Administration: Sylvia Roy, CAO  
**REGRETS:** Councillor David Evoy

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Mayor Fowlie called the meeting to order at 10:00 am.

Councillor Evoy attempted to join the meeting via Skype but the connection was not successful.

**A. APPROVAL OF AGENDA**

**Res. #13-13**

**Moved by Deputy Mayor Keeler to approve the agenda as amended.**

**CARRIED**

**B. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS**

1. Regular Council Meeting Minutes of January 18, 2013

**Res. #13-14**

**Moved by Deputy Mayor Keeler to approve the Regular Council Meeting minutes of January 18, 2013, as presented.**

**CARRIED**

2. Regular Council Meeting Minutes of February 20, 2013

**Res. #13-15**

**Moved by Deputy Mayor Keeler to approve the Regular Council Meeting minutes of February 20, 2013, as presented.**

**CARRIED**

**C. DELEGATIONS AND VISITORS**

1. 10:00 am Mr. Dwight Cymbaliuk – Resident re: Playground

At 10:02 am Council called upon Mr. Dwight Cymbaliuk, Norris Beach resident, who appeared before Council to speak about the location of the playground. Mr. Cymbaliuk advised that he would record the proceedings; Deputy Mayor Keeler requested that a copy of the recording be provided to Administration, to which Mr. Cymbaliuk agreed.

Mr. Cymbaliuk went through a brief history of the current playground project such as mailouts from 2011 to residents regarding the formation of a playground committee, Council Meeting minutes from September 29, 2012, emails between himself and Council/ Administration, Summer Village newsletters. Mr. Cymbaliuk brought attention to the proposed placement of the playground on lot 312. Further, Mr. Cymbaliuk brought attention to the caveat as the precedent document, and both copies of the covenant (the original, and the amending document).

Mr. Cymbaliuk provided Council and Administration with an email from Municipal Affairs planning advisor indicating that the restrictive covenant cannot be removed unless all dominant tenements (residents) sign off to get it discharged or through a court order, and that the covenant is attached to all Norris Beach properties. Mr. Cymbaliuk then read from a proposed email to Administration, requesting that Council reconsider their motion to place playground equipment on the residential designated investment lot 312 and find a suitable municipal reserve location instead. The proposed email also states that it is hoped that Council not want to seek litigation again to move forward with the playground, as there has already been a negative Court of Queen's Bench precedence regarding the removal or changes to the restrictive covenants including a significant amount of the resident's tax dollars poorly utilized in that initial attempt.

Mayor Fowlie indicated that it was not Council's intention to remove the covenant. Mr. Cymbaliuk suggested that area "A" is the best proposed location for a playground, rather than on a reserve area encroaching on a residential lot. The lot is an investment lot and should be free of encumbrances in order to sell it for funding of the wastewater system. Mr. Fowlie indicated that the proposed playground pieces are removable, and would be

located further away from Mr. Cymbaliuk's lot with equipment suited for smaller children. Mr. Cymbaliuk suggested that other municipal reserves, as Council had initially suggested early on in the project, would be the ideal location for the playground.

Council thanked Mr. Cymbaliuk for his presentation.

**D. BYLAWS & POLICIES**

1. Bylaw #130 – Responsible Animal Control Bylaw

**Res. #13-16**

**Moved by Deputy Mayor Keeler to give Third Reading to Norris Beach Bylaw #130, Responsible Animal Control Bylaw, as presented.**

**CARRIED**

Recess: 11:01 am

Reconvene: 11:14 am

**E. REPORTS FROM STAFF/RESOLUTIONS**

1. Follow Up Sheet

The follow up sheet was reviewed and revised.

**F. COUNCIL COMMITTEE REPORTS/DISCUSSION ITEMS**

1. Joint Services Committee

Council reviewed the draft minutes of February 17, 2013. Discussion occurred regarding Pigeon Lake Protective Services and the level of services provided in various Summer Villages.

2. Pigeon Lake Regional Wastewater Committee

The committee is awaiting confirmation from the province regarding the new proposed route for the wastewater line.

3. South Side Wastewater Committee

A meeting was held January 30 with the committee members and two representatives from Municipal Affairs, in which potential funding options and information on commissions and other governance structures was discussed. The minutes from this meeting were reviewed and discussed; the next committee meeting is April 17, 2013.

**Res. #13-17**

**Moved by Mayor Fowlie that he relinquishes his appointment as representative of the South Side Wastewater Committee and nominates Deputy Mayor Keeler to be the primary representative for this committee.**

**CARRIED**

Deputy Mayor Keeler has accepted this new appointment.

4. Local Wastewater/ Development Update

Mayor Fowlie reviewed an updated spreadsheet as compiled with Administration regarding the inspection of private sewage disposal systems within the Summer Village. Residents should be cautious to ensure they obtain a warranty/guarantee for their holding tank when it is installed.

Recess: 11:58 am

Reconvene: 12:15 pm

5. Association of Pigeon Lake Municipalities

No meetings have occurred since the last Council meeting, but committees are working on their respective "in-lake option" tasks with their respective committee members. The next APLM meeting is scheduled for March 26<sup>th</sup>, 7 pm at the Leduc County office.

6. PLWA re: Summer Village Funding Approach

Council reviewed potential scenarios for providing funding to the Pigeon Lake Watershed Association, including sustainable funding. Funding levels will be further discussed and confirmed during budget deliberations.

7. Projects/ Public Works

Brush clearing, crack filling, etc was discussed during the review of the follow-up sheet.

8. Capital Region Assessment Services Commission (CRASC)

a. Agreement 2013-2015

**Res. # 13-18**

**Moved by Deputy Mayor Keeler that the Summer Village of Norris Beach enter into the agreement with Capital Region Assessment Services Agreement for 2013-2015, as presented.**

**CARRIED**

a. Resolution - Assessment Review Board Members

**Res. # 13-19**

**Moved by Mayor Fowlie that in keeping with Bylaw #118 the Summer Village of Norris Beach hereby appoints those individuals listed in attached Schedule A for a term ending December 31, 2013 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.**

**CARRIED**

9. Resident NEPL Fees

Council suggested that Administration review the NEPL agreement regarding fees and charges.

10. 2013 Election

Election dates will again be mentioned in the upcoming newsletter. Administration will research names of potential Returning Officers for the next Council Meeting.

11. Land Use Bylaw Review/ Playground

Mr. Cymbaliuk will be informed that Council is proceeding with the advertisement, public hearing, etc for the Land Use Bylaw as planned and discussed. Mr. Cymbaliuk will also be advised that Council had not, and is not, proposing to challenge, remove or alter the caveat but are merely altering the land use bylaw to make playground structures a permitted use in residential lots owned by the Village, which legal Counsel has advised does not conflict with the caveat.

12. 2013 Strategic Plan

**Res. #13-20**

**Moved by Deputy Mayor Keeler to approve the 2013 Council Strategic Plan as presented.**

**CARRIED**

The plan will be posted on the Norris Beach website.

**G. FINANCIAL REPORTS**

1. Cheque Listing

**Res. #13-21**

**Moved by Moved by Deputy Mayor Keeler to accept the cheque listing as information.**

**CARRIED**

2. JSC Agreement – Auditor Request for Clarification

Mr. John Pawluik, Financial Auditor, recommended slight revisions to the Joint Services Committee's Budget Variance Procedure.

**Res. # 13-22**

**Moved by Deputy Mayor Keeler to approve the proposed revision to the Joint Services Budget Variances Procedure, as presented.**

**CARRIED**

**H. CORRESPONDENCE AND INFORMATION ITEMS**

1. Municipal Affairs – Internet Voting Project
2. County of Wetaskiwin Letter – Thank You

**I. ADJOURNMENT**

**Res. #13-23**

**Moved by Mayor Fowlie to adjourn the meeting at 1:31 p.m.**

**CARRIED**



**Bruce Fowlie, Mayor**  
**Summer Village of Norris Beach**



**Sylvia Roy, Chief Administrative Officer**  
**Summer Village of Norris Beach**