

**COUNCIL OF THE TOWN OF FORT SMITH
REGULAR MEETING 10-09
THE FIRST MEETING OF COUNCIL FOR
THE MONTH OF OCTOBER AND THE
TENTH FOR THE YEAR 2009**

PRESENT: Mayor P. Martselos D/M P. Burke
 Cr. B. Linaker Cr. M. Berls
 Cr. T. McDonald Cr. F. Daniels
 Cr. B. Johnson

ABSENT:

STAFF: J. Holland, Senior Administrative Officer
 A. Sebert, Executive Assistant
 D. Webb, Director Public Works & Planning

GALLERY: Marnie Martin, Freida Martselos, David Rolfe, Ron Holtorf, Darlene Powder, Janie Hobart, Bernie Minutes, Chris Westwell, Shawn Bell

Meeting 10-09
October 20, 2009

7 PM
Council Chambers

(i) **CALL TO ORDER**

Mayor Martselos called the meeting to order at 7:05 pm.

(ii) **ADOPTION OF AGENDA**

241-09 Moved by: D/M Burke
 Seconded by: Cr. Linaker

“THAT the agenda be adopted as presented.”

MOTION CARRIED

(iii) **DECLARATION OF CONFLICT OF INTEREST**

Cr. Linaker declared a conflict with respect to the new home occupation business license HO-09-107 Beckie Linaker Janitorial.

(iv) **DELEGATIONS**

There were no delegations

(v) **ADOPTION OF THE ACCOUNTS**

242-09 Moved by: D/M Burke
 Seconded by: Cr. Berls

“THAT the Accounts Paid for the period ending October 16, 2009 totaling \$239,244.26 be adopted as presented.”

MOTION CARRIED

There was no list of Accounts Payable for the period ending October 16, 2009.

(vi) **ADOPTION OF MINUTES FROM PREVIOUS MEETINGS**

243-09 Moved by: D/M Burke
 Seconded by: Cr. Berls

“THAT the minutes of Regular Meeting 09-09 of September 22, 2009, be adopted as presented.”

MOTION CARRIED

244-09 Moved by: D/M Burke
Seconded by: Cr. Berls

“THAT the minutes of Special Meeting SP-09-09 of October 6, 2009, be adopted as presented.”

MOTION CARRIED

(vii) **BUSINESS ARISING FROM THE MINUTES**

There was no business arising from the minutes

(viii) **INTRODUCTION AND CONSIDERATION OF COMMITTEE REPORTS**

Committee of the Whole Meeting October 6, 2009 - Recommendation Report by D/M Burke

Thank you Mr. Chair, the Committee of the Whole met on October 6, 2009 at 4:15 p.m. in the Council Chambers. I am pleased to present the Report of the Committee, a copy of which is attached to the Council meeting agenda.

As a result of the items reviewed and discussed I would like to present the following recommendations to Council for consideration and adoption:

1. Fort Smith Housing Authority – Recommended Board Appointments:

245-09 Moved by: D/M Burke
Seconded by: Cr. Berls

“THAT Ronnie Schaefer and Grant Paziuk be recommended to the Minister Responsible for the Northwest Territories Housing Corporation for appointment as the Town’s representative on the Fort Smith Housing Authority.”

MOTION CARRIED

2. Curling Club Lease:

Cr. Daniels asked that the Town Crest be put on the ice surface. The Mayor advised that the request would be taken to the Curling Club to see whether this could be done.

246-09 Moved by: D/M Burke
Seconded by: Cr. Johnson

“THAT the new annual lease with the Curling Club shall be for a five (5) year term at a rate of \$4,800 per year, along with the purchase of curling assets to offset outstanding rent be approved.”

MOTION CARRIED

3. Fort Smith Ski Club Capital Contribution:

247-09 Moved by: D/M Burke
Seconded by: Cr. Berls

“THAT the Capital Contribution Agreement with the Fort Smith Ski Club in the amount of \$250,000, over a five (5) year period starting in 2009 with similar terms and conditions as that entered into with the Pelican Rapids Golf & Country Club with funding to come from the Recreation Infrastructure Reserve be approved.”

MOTION CARRIED

4. New Highway Access:

Cr. Linaker wondered about a time frame for the development. Director of Public Works and Planning Don Webb stated it was up to Council to decide who was responsible for developing the road. Cr. Daniels suggested that the new council look at undeveloped properties with the aim of increasing tax revenues. Cr. Johnson reminded Mr. Webb that he had been asked to look into this issue. Mr. Webb stated that the Catholic Diocese was not aware that the land transfer had not been completed. They assumed that the transfer had been completed. He stated that there were no tax implications on roads and that the Diocese was willing to complete the transfer upon receiving instructions from Council. Cr. Linaker wondered whether the Town would be responsible for developing the road if it was turned over. Mr. Webb confirmed this.

248-09 Moved by: D/M Burke
Seconded by: Cr. Linaker

"THAT upon written approval from the Department of Transportation, a single temporary access from Highway 5 to the new lots be permitted, and

That once the surveyed road in Plan 1397 is develop and access provided then this temporary access and existing access are to be removed, and

That both the installation and removal costs are the responsibility of the property owner and developer"

ONE ABSTENTION – CR. JOHNSON
MOTION CARRIED

(ix) **CORRESPONDENCE**

Council was provided with a list of correspondence.

(x) **ENACTMENT OF BY-LAWS**

There were no bylaws brought forward.

(xi) **NEW BUSINESS**

1. Mayor

The Mayor extended congratulations to Janie Hobart and the newly elected councilors. He stated that he felt good that someone else was taking over and recognized those who put their names forward to serve the citizens of Fort Smith. The Mayor stated that it had been a pleasure working with his fellow councilors and he was proud of them. He advised that over the years he had worked with many different councilors not always in agreement but for the betterment of the community. The Mayor thanked the town staff for the respect given to him. He recognized the water works department noting that Fort Smith had the best water in the country with no pollutants noting that the water was tested quarterly. He stated that the community had a jewel of a recreation center and with Council's support a new pool had been added. The Mayor referred to planning for a new arena proposed at the recreation complex in the next five years. He stated that the three diamond mine presidents had visited and had been very impressed with the community recreation facilities. The Mayor recognized municipal workers who were out in the early morning hours clearing streets and sidewalks, spreading gravel on the roads and that not many communities had garbage pick up twice a week. He credited past Public Works Managers giving Don Webb something to build from. He thanked Mr. Webb for an excellent job and the new Senior Administrative Officer Mr. John Holland for relocating from British Columbia. The Mayor stated that Council decisions were for the betterment of the people of Fort Smith and that the municipality had seven million dollars in surplus funds because Council worked within its budget. He noted recent funding of \$250,000 to each the Ski Club and the Golf Club and that the new greens installed at the golf club looked great. The Mayor referred to track and field funding and hoped to see the community create partnerships with community groups. He noted plans to spend 2.3 million dollars on recreation facilities as well as recent flooring improvements to the arena and recreation center and air conditioning installation in the recreation center. The Mayor advised of a one million dollar commitment to a trail system from the airport to Pine Crescent and that 4 or 5 million dollars would be spent on paving with no increase to taxpayers for all these improvements. The Mayor thanked each councilor their past support as well as the town staff. He stated that he was happy to see Cr. Johnson returning for another term and those not elected should not feel bad. The Mayor stated he loved Fort Smith.

2. Councilors

Cr. Daniels advised that he had enjoyed his past term in office and had been here for the betterment of Fort Smith. He noted it was good to see the new council. He referred to Frank Laviolette's teaching of patience when working with governments. He hoped to see eye to eye on the hydro project and congratulated the new Mayor and Council.

Cr. Johnson stated that she had enjoyed working with the outgoing council noting that Mayor Martselos had many successes. She thanked the outgoing councilors and looked forward to another term in office. She wished everyone well.

Cr. Linaker stated that she felt like a parent that she did the best she could and learned from experience. She stated that she always worked for the betterment of Fort Smith. She felt that the new council was a good group and would look after the community's interests.

D/M Burke noted his anger at his name being slandered with accusations of him and the mayor being thieves. He denied any wrongdoing stating he was an honest person and noted some insinuations from certain residents. He was pleased to see a new young council and noted that they would be watched to ensure that they worked for the community. D/M Burke extended congratulations to Mayor Janie Hobart and the new councilors. He also thanked the people who voted for him. The Mayor thanked D/M Burke advising that he would now have more time to take care of his ill wife.

Cr. Berls thanked her fellow councilors noting that some had been on council for three terms. She felt quite a bit had been accomplished and that council had worked hard for the betterment of the community. She stated that she was proud to have served with all her fellow councilors and especially the Mayor. Cr. Berls thanked Mr. Webb, the office staff and water treatment plant staff. She congratulated the new councilors and Mayor.

Cr. McDonald thanked the Mayor stating that it had been good working with him. He advised that he had been in office for three terms and felt that a lot had been accomplished including the demolition of the old St. Ann's Hospital and the installation of new water plant filters. He felt the Town was in a good healthy position with good planning and for continuity had put his name forward for re-election but the people chose to start with a clean slate except for Cr. Johnson. He stated he was proud of his accomplishments. Cr. McDonald thanked everyone for their support and thanked the new mayor and council and looked forward to positive decisions being made for Fort Smith.

3. Administration

i. New Home Occupation Business License Applications

Cr. Linaker declared a conflict and left council chambers.

249-09 Moved by: D/M Burke
Seconded by: Cr. Berls

"That the following new home occupation business license applications be approved provided they comply with the provisions of the Zoning Bylaw #794:

<u>License No</u>	<u>Business Name</u>
HO-09-104	J & L Enterprises (NEW)
HO-09-105	Dwade Hawley (NEW)
HO-09-106	Angela's Interview & Resume Services (NEW)
HO-09-107	Beckie Linaker Janitorial (NEW)

MOTION CARRIED

Cr. Linaker returned to the meeting.

ii. 2009 Aggregate Tender

The Mayor advised that in response to a tender call four tenders had been received to supply road aggregates. He advised that the bids received were as follows: Robinson Trucking Ltd. \$1,252,917.75, Stan Dean & Sons \$1,138,839.45, Rowes Construction \$1,081,762.50 and Fort Smith Construction \$603,750.00. He advised that the low bidder fell within the budget set for the project and noted that the gravel would be deposited in town ready for the paving and graveling of roads.

250-09 Moved by: D/M Burke
Seconded by: Cr. Berls

“That Fort Smith Construction be awarded the gravel acquisition contract for the sum of \$603,750.00, as per their tender submission, and

That the funds for this contract shall come from reserves.”

MOTION CARRIED

iii. Sustainability Plan Coordinator

The Mayor asked Administration how many applications had been received. Administration responded three. Cr. Johnson asked about the time frames and costs. Administration estimated the cost to be somewhere in the fifty to sixty thousand dollar range. Cr. McDonald wondered why the position was not included in the consultant's contract. Administration advised that a local person who knew the community was needed to work with the consultant. The Mayor stated he preferred to hire local. Cr. Berls asked about the consultant's role. Administration advised the consultant would be responsible for plan preparation, gathering data and putting everything together. Mr. Van Camp would be working closely with the committee and the public. Cr. McDonald wondered what other communities were doing. Administration advised that Hay River had a full time position, an assistant administrative officer, who was assisting with the planning exercise which was due March 2010. The Mayor stated that the March 2010 deadline did not leave much time for the project completion a requirement to access Gas Tax Funding.

251-09 Moved by: D/M Burke
Seconded by: Cr. Linaker

“That Council approve the hiring of Mr. Jack Van Camp on a contract basis as Sustainability Plan Coordinator for the period form October 2009 to March 2010 at a rate of pay of \$500.00 per day with the expense to be covered from the Gas Tax funds.”

MOTION CARRIED

iv. Sewer Repair Project

Director of Public Works and Planning Don Webb advised that the contractor was unable to complete the project during this construction season and would be addressing the situation first thing in the spring of 2010 in order to proceed with the paving. The Mayor suggested that the new Mayor and Council review this issue. Cr. Linaker asked how much of the project remained uncompleted. Mr. Webb indicated about twenty percent remained uncompleted, portions of Conibear Crescent and McDougal Road. Cr. Linaker wondered if an early spring start would keep the project ahead of the paving. The Mayor advised that the paving would not be done in the same year as it was better to let the ground settle. Mr. Webb stated that it was his first experience with a compactor and found that wet weather was not good for compacting. Cr. Daniels asked that Smith's Landing First Nation be kept in the loop for paving of Border Town and Fort Fitzgerald. Mr. Webb would update the new council but Smith's Landing would have to look after their own as there was only enough crushed gravel for the community needs. He advised that additional crushing would be required and that Smith's Landing would have to address this issue.

v. Administration Traveling for Attendance at a Managers Conference

The Senior Administrative Officer John Holland advised he would be away next week attending a manager's conference. He would be leaving and Monday and returning Friday.

(xii) **ABSENCE OF COUNCIL MEMBERS**

1. Approval of Absence

There were no absences.

2. Notice of Future Absences

There were no future absences noted.

(xiii) **FIX DATE FOR NEXT COUNCIL MEETING**

The Mayor suggested that the first Regular Meeting of Council meeting for the month of November be held on Tuesday November 3, 2009, and

That the second Regular Meeting of Council for the month of November be held on Tuesday, November 17, 2009.

Council agreed. The Mayor noted that the new Council could make changes if they wished.

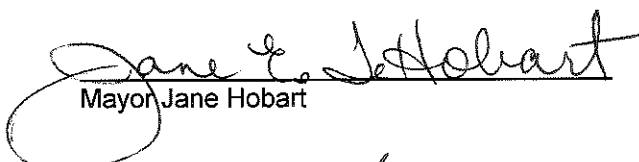
(xiv) **ADJOURNMENT**

252-09 Moved By: D/M Burke
Seconded By: Cr. Berls


"THAT we do now adjourn: Time: 7:57 P.M."

MOTION CARRIED

Minutes adopted this 3rd day of November, 2009.



Mayor Jane Hobart



Certified Correct by the
Senior Administrative Officer John Holland