The Regular Meeting of Council was held on Monday, February 23, 2009 at 7:30 PM in Council Chambers.

Present:

Mayor Miltenberger, Deputy Mayor Maher, Councillors McKay, Lester, O'Brien and Wallington.

Staff:

Terry Molenkamp – Senior Administrative Officer, Linda Folks, Gerry Maloney – Director of Finance and Cindy Petersen - Recording Secretary.

Excused

Absence:

Councillors Burnstad and Latour.

Others:

Paul Guy and Sukhi Cheema – Government of the Northwest Territories. Department of Public Works and Services, Patrick Teskey – The Hub and Paul Bickford – News North.

## 1. CALL TO ORDER

The meeting was called to order at 7:30 PM with Mayor Miltenberger presiding.

### 2. ANNOUNCEMENTS

- a) Councillor Wallington attended the Chamber of Commerce Gala Evening on Friday, February 20, 2009, it was a great event and best wishes to the newly elected President and Board Members and the best of luck in the coming year.
- b) Councillor McKay announced that the NWTAC is working with ENR to introduce and promote the use of reusable bags in the community. The NWTAC has asked communities to assist with the distribution of the reusable bags and we have agreed to provide assistance.
- c) Councillor McKay announced that he will be attending NWTAC meetings in Yellowknife on behalf of the town to participate in the electricity working group that was established on February 25<sup>th</sup>, 2009. A formal meeting of the electricity working group is scheduled for March 30<sup>th</sup>, 2009. In addition to the electricity working group meetings Councillor McKay will also be attending regular NWTAC meetings in Yellowknife February 26<sup>th</sup> and 27<sup>th</sup>, 2009
- d) Mayor Miltenberger met with Kelly O'Connor from the airport regarding the ISL Road Project. Mr. O'Connor expressed that he is supportive of the project and everything that the town is doing.
- e) Premier Floyd Roland will be in Hay River on Monday March 23<sup>rd</sup>, 2009 and will meet with Council on Monday morning.
- f) Mayor Miltenberger and the Senior Administrative Officer met with Grand Chief Gerald Antoine on Monday, March 16<sup>th</sup>, 2009 to discuss background information on the Deh Cho process and to hear about the recent announcements regarding talks with Imperial Oil and the Deh Cho.
- g) Mayor Miltenberger accepted an invitation to welcome the athletes who participated in the NWT Bowlers Championships on Friday, February 21<sup>st</sup>, 2009, this year is the 100<sup>th</sup> Anniversary of Bowling in Canada.
- h) Mayor Miltenberger announced that International Women's Day is March 8, 2009.
- Mayor Miltenberger informed Council that long time resident of Hay River, Joe Mercredi passed away and that condolences go out to Amy Mercredi and family.

# 3. ADOPTION OF AGENDA

#09-029

MOVED BY: CLLR LESTER

SECONDED BY: CLLR WALLINGTON

That the Council of the Town of Hay River accepts the Agenda for the February 23, 2009 with the addition of 9a) Excused Absence for Councillor Latour.

**CARRIED** 

W -74

## 4. DECLARATION OF INTEREST

Mayor Miltenberger and Councillor O'Brien Declared an Interest in Item 8j) and Deputy Mayor Maher Declared an Interest in Item 9b).

### 5. DELEGATION

# **Biomass Heating Systems - Wood Pellet Boilers**

Mr. Paul Guy and Mr. Sukhi Cheema

Public Works and Services, Government of the Northwest Territories

The presentation on wood pellet heat and heating systems provides an overview of the following items:

- What is biomass heating and where wood pellets are commonly used.
- GNWT energy policies and committees that promote the use of wood pellets.
- The advantages of wood pellets.
- The source of wood pellets currently used in the NWT.
- Safety and the approval process for wood pellet boiler projects.
- Installed and under-construction wood pellet boilers in the GNWT.
- Proposed GNWT wood pellet boiler installations in Fort Smith and Hay River.
- Annual O & M Costs?
- Project delivery options buy heat or buy the system?
- Operational Savings?
- An example North Slave Correctional facility in Yellowknife (System Layout).
- Typical Example Cost comparison (May 2008 by AGE).

Mayor and Council thanked Mr. Guy and Mr. Cheema for the presentation.

#### 6. MINUTES

a) Minutes of the Regular Meeting of Council, January 19, 2009.

#09-030

MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR O'BRIEN

That the Council of the Town of Hay River accepts the Minutes of the Regular Meeting of Council, January 19, 2008 as presented.

**CARRIED** 

# 7. BUSINESS ARISING FROM THE MINUTES

There was no Business Arising from the Minutes of the Regular Meeting of Council, January 19, 2009.

# 8. COMMITTEE REPORTS

a) Excuse Absence

Mayor Miltenberger and Deputy Mayor Maher have requested to be excused from the Committee of the Whole Meeting, February 9, 2009.

#09-031

MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR O'BRIEN

That the Council of the Town of Hay River excuse Mayor Miltenberger and Deputy Mayor Maher from the Committee of the Whole Meeting, February 9, 2009.

**CARRIED** 

181

b) <u>Development and Building Permit Report</u>
 The Development and Building Permit Report for the month of January, 2009.

NAME	DATE	DEV#	LOT	PLAN	DESC OF WORK	DEV FEE
					Jacob G. WORK	DEVICE
Lindsey Bell	January 9/09	DH09-001	772-12	845	H/O Dance-Aerobics	\$50.00
J&T Holdings 5730 NWT Ltd.	January 15/09	D09-002	998 - 1004	830	Sub-Division	
GNWT Transportation	January 15/09	D09-003	Hwy #5		Weigh Scale Hwy #5	\$25.00 \$25.00
Jenny Franklin	January 21/09	D09-004	967	830	H/O Catering	\$50.00
Wrights Hardware	January 23/09	D09-005	1449	1466	Fence for Storage	\$25.00
Deborah Stanley	January 29/09	D09-006	335	360	H/O Manufacture Chocolates	\$50.00
					Total	\$225.00

#09-032

MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR O'BRIEN

That the Council of the Town of Hay River accepts the Development and Building Permit Report for the month of January 2009 as presented.

**CARRIED** 

c) Municipal Enforcement Report

The Municipal Enforcement Report for the month of January 2009.

- (6) Dogs picked up for running at large
- (2) Dogs claimed and fines paid
- (4) Dogs remain in the pound

### SUMMARY OFFENCE TICKETS

- (1) Issued for Failing to Stop at a Stop Sign
- (4) Warnings Issued for Failing to Stop at a Stop Sign
- (1) Warning issued for Failing to Obey Traffic Control Device
- (1) Mechanical warning issued (Equipment Regulations)

#09-033

MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR LESTER

That the Council of the Town of Hay River accepts the Municipal Enforcement Report for the month of January 2009 as presented.

**CARRIED** 

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# d) Recreation Department Report

# **Community Hall**

February 1<sup>st</sup> – Bingo

February 3<sup>rd</sup> – GNWT Meeting

February 8<sup>th</sup> – Bingo February 13<sup>th</sup> – Kurves February 13<sup>th</sup> – Bingo

February 14<sup>th</sup> – Family Valentines Dance

February 15<sup>th</sup> – Bingo February 17<sup>th</sup> – Private Rental February 18<sup>th</sup> – Private Rental

February 20th - Chamber Gala Awards

February 21st - TFA

February 22<sup>nd</sup> - Bingo

February 24-27<sup>th</sup>- Ptarmigan Inn

## Doug Wieterman Hall

February 1<sup>st</sup> – Oldtimers Hockey Tournament February 3<sup>rd</sup> – Minor Hockey Meeting February 7<sup>th</sup> – Minor Hockey Tournament February 8<sup>th</sup> – Minor Hockey Tournament

February 13<sup>th</sup> – Chamber of Commerce Mtg

February 15<sup>th</sup> – Private Rental February 17<sup>th</sup> – Figure Skating February 17<sup>th</sup> – Pond Hockey Mtg

February 19<sup>th</sup> – Ptarmigan Inn

February 20th - Private Rental

February 21<sup>st</sup> – Minor Hockey Tournament

February 22<sup>nd</sup> – Minor Hockey Tournament February 24-27<sup>th</sup> – Ptarmigan Inn

February 28<sup>th</sup> – Minor Hockey Tournament

# Ice Surface- Tournaments/Camp/Rentals

February 1<sup>st</sup> – Oldtimers Hockey Tournament February 7<sup>th</sup> – Minor Hockey Tournament February 8<sup>th</sup> – Minor Hockey Tournament February 15<sup>th</sup> – Broomball Clinic

February 16-20th Figure Skating Clinic

February 17<sup>th</sup> - Private Rental

February 21st - Minor Hockey Tournament

February 22<sup>nd</sup> – Minor Hockey Tournament

February 28<sup>th</sup> – Minor Hockey Tournament

### Public Ice Use

Monday & Thursday: Jr. Shinny 12:00-1:00

Wednesday & Friday: Sr. Shinny 12:00-1:00

Saturday: 50+ Shinny 4:15-5:15

Tuesday & Thursday: Parents & Tots 12:00-1:00

Tuesday: Public Skating 12:00-1:00

Saturday: Public Skating 2:30-4:15

Sunday: Public Skating 2:30-3:45

# **Aquatic Centre Programs**

#### Aquasize

Tuesday & Thursday

1:00-1:45pm & 6:30-7:15 pm

**Water Walkers** 

Monday & Wednesday

6:30-7:15 pm

Parents & Tots

Saturday 10:30-11:00am

**Swim Lessons** 

Youth Lessons: Monday & Wednesday 3:45-6:15pm Tuesday & Thursday 3:45-5:45pm Saturday 10:00-1:00pm

Swim Club

Monday- Thursday 4:30-6:30 Friday 5:00-6:00

Other Programs/Activities

Teen Night Fridays 8:00-9:30pm Adult Swimming Mon-Thurs 8:00-9:30pm

**Other Events** 

February 13th Valentines Craft & Swim

#09-034

MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR O'BRIEN

That the Council of the Town of Hay River accepts the Recreation Report for the month of January 2009 as presented.

CARRIED

e) Recreation Board Meeting Minutes

The Recreation Board Meeting Minutes of January 21, 2009.

#09-035

MOVED BY: CLLR LESTER

SECONDED BY: CLLR WALLINGTON

That the Council of the Town of Hay River accepts the Recreation Board Meeting Minutes of January 21, 2009 as presented.

**CARRIED** 

f) Request to Amend Curling Lease

The Hay River Curling Club requested to amend clause Use of Premises 12.01of the lease agreement between their organization and the Town.

The Hay River Curling Club proposes to replace the original clause that states "Only the Lessee and its members can use the demised premises, save that it may rent out the facilities to reputable groups and organizations for bonspiels, subject to prior notification to the Lessor." with "Only the Lessee and its members can use the demised premises, and it may rent out the facilities to reputable groups and organizations or individuals."

The change proposed would allow the Hay River Curling Club greater opportunity to raise revenue for their organization. However, as Lessor the Town is primarily responsible for the recreation facility and as such should be aware of the activities taking place in the facility. Therefore the amendment should read "Only the Lessee and its members can use the demised premises, save that it may rent out the facilities to reputable groups, organizations and individuals subject to prior notification to the Lessor."

MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR LESTER

That the Council of the Town of Hay River replace Clause 12.01 in the lease agreement dated the 19<sup>th</sup> day of October, 1987 and its amendments between the Town and the Hay River Curling Club with "Only the Lessee and its members can use the demised premises, save that it may rent out the facilities to reputable groups, organizations and individuals subject to prior notification to the Lessor".

**CARRIED** 

## g) <u>Tangible Capital Assets Policy T-6</u> Background

In August 2008 Council was advised that the Canadian Institute of Chartered Accountants' Public Sector Accounting Board (PSAB) recently issued new standards and that all of the standards are applicable for fiscal years beginning on or after January 1, 2009.

The most significant is PS 3150 and the work effort required to implement it. PS 3150 is the requirement that local governments recognize all tangible capital assets as assets on their financial statements. These assets will then be amortized (written down in value) over their useful lives. The resulting depreciation expense will be recorded on the Statement of Operations.

This change will bring accounting for local governments in line with the senior levels of government. As well, the treatment is similar to accounting used by private sector companies.

When implementing Section PS 3150, governments should approach it as a project and manage it as such by establishing a Tangible Capital Assets project plan and a Tangible Capital Asset Policy.

Tangible assets would include items such as:

- Land and buildings
- Vehicles and machinery
- Water and sewage systems
- Roadways, bridges, sidewalks, traffic lights and street lighting
- Landfill sites
- Furniture and office equipment
- Computer hardware and significant software

The major part of the Tangible Capital Asset Project is the compiling of the Tangible Asset Inventory. The following information is required for each Tangible Asset:

- Description of the asset
- Year of acquisition
- Expected useful life at the time of acquisition
- Significant improvements made to the asset

The Town of Hay River has an advantage over some other communities in the NWT because records have been kept on the acquisition and improvement costs of most of the town's Tangible Capital Assets.

W -114

Depreciation has been calculated on all vehicles and heavy equipment.

Disposals have, for the most part, been accounted for in the records and each year the auditor has reviewed the town's list of Capital Assets.

The requirements of PS 3150 are that the current depreciated value of the town's infrastructure assets must be determined. When these values are established depreciation will be calculated yearly to arrive at the asset's value at each subsequent year-end.

There are two methods for this calculation. Administration will discuss with our auditor the best method for the Town to use. The evaluation of the Town's infrastructure that MACA undertook in 2006 will assist greatly with the process along with the Town's own records.

A Tangible Capital Asset Policy has been developed by administration for Council's review and adoption.

#09-037

MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR O'BRIEN

That the Council of the Town of Hay River adopts the Tangible Capital Assets Policy T-6 for the purpose of meeting the Canadian Institute of Chartered Accountants' Public Sector Accounting Board (PSAB) recently issued new standard PS 3150, the requirement that local governments recognize all tangible capital assets as assets on their financial statements.

**CARRIED** 

h) Application to Lease Lot 627-2, Plan 646 10 Taylor Place, Hay River
Northwest Territories Housing Corporation has made an application to lease
Commissioner's Land Lot 627-2, Plan 646, 10 Taylor Place, Hay River. This lot has been
developed with a residential building owned by Northwest Territories Housing
Corporation. Due to the Government of the Northwest Territories Land Lease Only Policy
the only option available to the Northwest Territories Housing Corporation is to lease the
lot for a residential purpose.

#09-038

MOVED BY: CLLR O'BRIEN SECONDED BY: CLLR LESTER

That the Council of the Town of Hay River accept the application from the Northwest Territories Housing Corporation to lease Lot 627-2, Plan 646, Hay River for a residential use and that Administration forward a by-law to Council for approval to acquire a Headlease for Lot 627-2, Plan 646, Hay River for the purpose of subleasing to Northwest Territories Housing Corporation.

**CARRIED** 

i) Application to Lease Lot 407, Plan 360 11 Ptarmigan Crescent, Hay River
Northwest Territories Housing Corporation has made an application to lease
Commissioner's Land Lot 407, Plan 360, 11 Ptarmigan Crescent, Hay River. This lot has
been developed with a residential building owned by Northwest Territories Housing
Corporation. Due to the Government of the Northwest Territories Land Lease Only Policy
the only option available to the Northwest Territories Housing Corporation is to lease the
lot for a residential purpose.

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MOVED BY: CLLR LESTER SECONDED BY: CLLR O'BRIEN

That the Council of the Town of Hay River accept the application from the Northwest Territories Housing Corporation to lease Lot 407, Plan 360, Hay River for a residential use and that Administration forward a by-law to Council for approval to acquire a Headlease for Lot 407, Plan 360, Hay River for the purpose of subleasing to Northwest Territories Housing Corporation.

CARRIED

j) <u>Bassett Petroleum Distributors Ltd. Request to Receive Ownership of the Airport Fuel</u> <u>Tanks and Related Equipment</u>

Bassett Petroleum Distributors Ltd. (Bassett) has expressed an interest in obtaining ownership of the two fuel tanks and related equipment located at the Hay River Airport.

In May 1998 the Council of the Town of Hay River approved a project to establish an airport refueling facility at the Hay River Airport to provide fuel for aircraft using the airport. Through own resources and Government of the Northwest Territories Grant funding this project was completed in 1999. Arctic Airports issued a RFP to find a proponent to operate the facility and found none due to environmental concerns and costs associated with operating a private aviation refueling facility.

Bassett proposed a joint effort between the Town and themselves where they supplied the inventory and managed the facility and the Town supplied the fixed assets. This arrangement received the support of Council and began in 1999 and has been in place to date. The Town leases the land and Bassett supplies and manages the operation. Concession fees collected from Bassett have been applied to the cost of developing the facility and the Town has recovered the cost of development several years ago.

The Town's only objective in this exercise was to facilitate the development of a facility for the purpose of refueling aircraft at the Hay River Airport and has no objection to the request from Bassett to obtain the assets and an interest in the land on which they are located.

#09-040

MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR LESTER

That the Council of the Town of Hay River supports Bassett Petroleum Distributors Ltd. request to obtain ownership of the two fuel tanks and related equipment located at the Hay River Airport at no additional cost to them and to obtain an interest in the land on which they are located.

CARRIED

Let it be noted that Mayor Miltenberger and Councillor O'Brien departed Chambers and did not participate in the discussion or the vote.

Deputy Mayor Maher chaired the motion.

k) Establish Fees and Charges for the Use and Rental of Town Facilities and Equipment
The Hay River Volunteer Fire Department has provided a schedule of fees and charges
that have been developed regarding the use of Town facilities and equipment for training
purposes by organizations and the business community.

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The Cities, Towns and Villages Act provides that a municipal corporation may establish fees or charges for programs, services and facilities provided by or done by the municipal corporation by by-law. The establishment of fees and charges for the use of town facilities and equipment can generate revenues for the municipal corporation which can be applied to the cost of operating and maintaining the facilities and equipment that are used to provide the training programs and the overall operation of the Fire Department.

#09-041

MOVED BY: CLLR LESTER

SECONDED BY: CLLR WALLIGNTON

That the Council of the Town of Hay River bring a By-Law forward at the next Regular meeting of Council, February 23, 2009.

**CARRIED** 

I) Bigway/Cedar Rest Subdivision Application

On December 18, 2008 MacDonald & Associates on behalf of 5730 N.W.T. Ltd. and J & T Holdings Ltd submitted a new Development Permit Application D09-002 for subdivision of Lots 998 to and including Lot 1004 into two Lots stating that a subdivision is necessary in order for the companies to conclude their business arrangements.

The subdivision application creates a new development situation where each of the proposed parcels "A" and "B" must on their own conform to the requirements of the C-2 Highway/Service Commercial Zone. This is not a simple matter and administration engaged the services of Hap Stelling, Acting Manager of Planning for AECOM. The planners report from AECOM is attached. Mr. Stelling recommends that further information and/or clarification is required from the applicants before an informed recommendation on the subdivision application can be made.

The new development application and additional paperwork provides information identified in Section Two of the Planners Report.

The applicant has identified that lots 998 to 1004 will be subdivided into Parcels 'A' and 'B'. The addition of lot 998 is one more 50' X 164' lot than was on the original approved development. This new lot can add up to 18 extra parking stalls.

As subdivided properties Parcel 'A' will consist of Lots 998 to the north half of Lot 1002 and will be the site of the Super 'A' retail grocery store. Retail stores are directly listed in the C2 Highway Service Commercial under Discretionary Uses.

Parcel 'B' will be the existing Bigway Store with some interior renovations to close off the front portion of the store to make a Convenience Store, Gas Bar, also a rented office space next to the Convenience Store. The back portion of the Building will be Leased on a long term basis to 5730 for use as Warehouse storage and freezer's with its Super 'A' Foods Store. The second floor will stay the Motel, Motel, Gas Bar and Convenience Retail Stores are directly listed in the C2 Highway Service Commercial Zone under Permitted Uses.

The on-site parking for both sites according to the drawings and the GPS mapping conforms to the bylaws. However and if required, Bylaw 7.1, 12) Says where a required parking area is not located on the same lot where the building or use is located, the owner shall covenant with the Municipality by an agreement, that the lot on which the parking is located shall be used for such purposes as long as it is required under this bylaw. So with the addition of lot 998 and 18 extra parking stalls there looks to be more than adequate parking space.

Side yard setbacks as per Section 3.8 Relaxation of Regulations, the Development Officer can relax side yards up to 10% in other than residential zones. Any further relaxation greater than the 10% shall only be granted by Council.

The application makes note that the key component to the plan for development is the relationship that J&T Holdings LTD. is 100% owned by John and Tracey Hill. And 5730 is majorly owned by John and Tracey Hill with the addition of a third Shareholder, Steve Anderson. Also, that the subdivision is required for financial reasons only at this time. And that Parcel 'A' Super 'A' Foods cannot operate without Parcel 'B' Bigway Store.

The off street loading zone on Parcel 'B' Bigway Store does meet the requirements of the Zoning and Building Bylaw. The Parcel 'A' Super 'A' Foods Store does have a loading door leading into the rear storage area of the Bigway Foods Building as it was originally designed for. It does not however have the required 10' X 25' on site loading space.

The applicants have asked in their Application for Replacement Development Permit Letter Dated December 18, 2008, pg. 3, 3) & 4) be considered in your decision in this development.

In the future if Parcel 'B' was ever to be sold off and the new owners wanted to change the use of the Storage Freezer area to not include the Parcel 'A' Super 'A' Foods Store, they would have to re-apply through the Development Permit Process as they would be changing the use.

#09-042 MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR LESTER

That the Council of the Town of Hay River recognizes that the Application for Development Permit No. D09-002 to sub-divide Lots 998 to 1004, Plan 830 into two parcels creates a situation where proposed Parcel A and Parcel B do not on their own conform to the requirements of the C-2 Highway/Service Commercial Zoning Regulations and that the Town recognizes that the development is of benefit to the community and therefore the Council of the Town of Hay River approves the Application for Development Permit No D09-002 to sub-divide Lots 998 to 1004, Plan 830 into two parcels described as Parcel A and Parcel B on the sketch plan as shown on the drawing prepared by Sub-Arctic Surveys dated September 12, 2008 subject to the following conditions:

- 1. The registered owner of Parcel A enter into a long term lease agreement with the registered owner of Parcel B for the portion of the building located on Parcel B that is used in the operation of the business located on Parcel A; and
- 2. That the lease agreement is registered by way of covenant against the title of Parcel B; and
- That the registered owners of Parcel A and Parcel B enter into a Restrictive Covenant to be filed against the title for Parcel B for the benefit and enjoyment of the registered owner of Parcel A; and
- 4. That the Restrictive Covenant shall contain a clause that in the case of a sale of either Parcel A or Parcel B that the registered owner of the land subject to sale shall offer the registered owner of the adjoining parcel first right of refusal; and

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- 5. That the Town be provided a copy of the Lease Agreement and the Restrictive Covenant prior to registration to ensure that the conditions of approval have been met; and
- 6. That the all costs associated with the proposed sub-division are the responsibility of the applicants.

**CARRIED** 

# m) Request to Declare Civic Holiday - K'amba Carnival

The K'amba Carnival Committee is requesting the Council of the Town of Hay River to consider declaring a half day civic holiday on Friday, March 6<sup>th</sup>, 2009 in recognition of the 26<sup>th</sup> Annual K'amba Carnival.

#### **Background Information**

The authority to declare a civic holiday is not specifically identified in the new Cities, Towns and Villages Act however; Section 70 General Powers is the section that applies to all bylaws that are not specifically identified in this Act or other Acts and is most appropriate for the purpose of declaring a civic holiday.

Also, a civic holiday does not fall under the definition of holiday under the Labour Standards Act for the purpose of general holiday pay.

#09-043

MOVED BY: CLLR O'BRIEN SECONDED BY: CLLR WALLINGTON

That the Council of the Town of Hay River declare a  $\frac{1}{2}$  day civic holiday for Friday, March 6, 2009 in recognition of the  $26^{th}$  Annual K'amba Carnival.

CARRIED

### 9. NEW BUSINESS

a) Excused Absence

Councillors Burnstad and Latour have requested to be excused from the Regular Meeting of Council, February 23, 2009.

#09-044

MOVED BY: CLLR LESTER

SECONDED BY: CLLR WALLINGTON

That the Council of the Town of Hay River excuse Councillors Burnstad and Latour from the Regular Meeting of Council, February 23, 2009.

**CARRIED** 

# b) Appointment of Members to the 2009 Board of Revision BACKGROUND:

According to Section 30. (2) of the Property Assessment and Taxation Act, Council must appoint, by resolution, at least 3 members to the Board of Revision.

This year the Board will meet on April 2, 2009 to hear assessment complaints for the 2009 Board of Revision. The Town has contacted the 2008 Board of Revision Members, three of which are willing to let their names stand for another year; Peter Maher, Colleen Gagnier and Lynn Readman. Two other individuals came forward and are interested in sitting on the 2009 Board of Revision; Duncan McNeill and Alvin Pitre.

MOVED BY: CLLR WALLINGTON SECONDED BY: CLLR O'BRIEN

That the Council of the Town of Hay River appoint Peter Maher, Colleen Gagnier, Lynn Readman, Duncan McNeill and Alvin Pitre as members to the 2009 Board of Revision.

CARRIED

Let it be noted that Deputy Mayor Maher departed Chambers and did not participate in the discussion or the vote.

### 10. BY-LAWS

a) By-Law No. 2160/LND/09 – Sale of Lot 1831, Plan 3925 to Jason and Sarah Froese – First and Second Reading

#09-046

MOVED BY: DEPUTY MAYOR MAHER SECONDED BY: CLLR WALLINGTON

That the Council of the Town of Hay River give First Reading to By-Law No. 2160/LND/09 – Sale of Lot 1831, Plan 3925 to Jason and Sarah Froese.

**CARRIED** 

#09-047

MOVED BY: DEPUTY MAYOR MAHER SECONDED BY: CLLR LESTER

That the Council of the Town of Hay River give Second Reading to By-Law No. 2160/LND/09 – Sale of Lot 1831, Plan 3925 to Jason and Sarah Froese.

**CARRIED** 

b) By-Law No. 2161/LND/09 – Sale of Lot 1845, Plan 3925 to Jason and Sarah Froese – First and Second Reading

#09-048

MOVED BY: DEPUTY MAYOR MAHER SECONDED BY: CLLR WALLINGTON

That the Council of the Town of Hay River give First Reading to By-Law No. 2161/LND/09 – Sale of Lot 1845, Plan 3925 to Jason and Sarah Froese.

**CARRIED** 

#09-049

MOVED BY: DEPUTY MAYOR MAHER SECONDED BY: CLLR MCKAY

That the Council of the Town of Hay River give Second Reading to By-Law No. 2161/LND/09 – Sale of Lot 1845, Plan 3925 to Jason and Sarah Froese.

**CARRIED** 

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c) By-Law No. 2164/GEN/09 - Management Personnel Employment By-Law - Third and Final Reading

#09-050

MOVED BY: DEPUTY MAYOR MAHER

SECONDED BY: CLLR MCKAY

That the Council of the Town of Hay River give Third and Final Reading to By-Law No. 2164/GEN/09 - Management Personnel Employment By-Law.

**CARRIED** 

d) By-Law No. 2165/REG/09 - Taxi License By-Law - Third and Final Reading

#09-051

MOVED BY: CLLR LESTER SECONDED BY: CLLR O'BRIEN

That the Council of the Town of Hay River give Third and Final Reading to By-Law No. 2165/REG/09 - Taxi License By-Law.

**CARRIED** 

e) By-Law No. 2166/LND/09 - Lease of Lot 1874, Plan 3898 #1 Forest Drive to Arcan Investments Ltd. - Third and Final Reading

#09-052

MOVED BY: CLLR WALLINGTON

SECONDED BY: DEPUTY MAYOR MAHER

That the Council of the Town of Hay River give Third and Final Reading to By-Law No. 2166/LND/09 - Lease of Lot 1874, Plan 3898 #1 Forest Drive to Arcan Investments Ltd.

CARRIED

f) By-Law No. 2167/LND/09 - Acquire Headlease Lot 627-2, Plan 646 10 Taylor Place to NWT Housing Corporation - First and Second Reading

#09-053

MOVED BY: CLLR O'BRIEN SECONDED BY: CLLR LESTER

That the Council of the Town of Hay River give First Reading to By-Law No. 2167/LND/09 - Acquire Headlease Lot 627-2, Plan 646 10 Taylor Place to NWT Housing Corporation.

**CARRIED** 

#09-054

MOVED BY: CLLR O'BRIEN

SECONDED BY: CLLR WALLINGTON

That the Council of the Town of Hay River give Second Reading to By-Law No. 2167/LND/09 - Acquire Headlease Lot 627-2, Plan 646 10 Taylor Place to NWT Housing Corporation.

CARRIED

MOVED BY: DEPUTY MAYOR MAHER SECONDED BY: CLLR WALLINGTON

That the Council of the Town of Hay River give Second Reading to By-Law No. 2171/GEN/09 – Establish Fees and Charges for the Use of Town Facilities and Equipment – First and Second Reading.

**CARRIED** 

11. ITEMS LISTED FOR THE INFORMATION OF COUNCIL

#09-061

MOVED BY: DEPUTY MAYOR MAHER

SECONDED BY: CLLR LESTER

That the Council of the Town of Hay River accepts the Information Listed as presented.

**CARRIED** 

12. NOTICE OF MOTION

There is no Notice of Motion.

13. ADJOURNMENT

#09-062

MOVED BY: CLLR WALLINGTON

That the Regular Meeting of Council of February 23, 2009 be adjourned at 9:00 pm.

**CARRIED** 

Certified correct as recorded on the 23<sup>rd</sup> day of February, 2009.

These minutes were accepted by motion #09-074.

-Deputy Mayor

Senior Administrative Officer