

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 25th, 2009. A formal meeting of the electricity working group is scheduled for March 30th, 2009. In addition to the electricity working group meetings Councillor McKay will also be attending regular NWTAC meetings in Yellowknife February 26th and 27th, 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 23rd, 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 16th, 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 21st, 2009, this year is the 100th Anniversary of Bowling in Canada.
- h) Mayor Miltenberger announced that International Women's Day is March 8, 2009.
- i) 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

d) Recreation Department Report

Community Hall

February 1st – Bingo
February 3rd – GNWT Meeting
February 8th – Bingo
February 13th – Kurves
February 13th – Bingo
February 14th – Family Valentines Dance
February 15th – Bingo
February 17th – Private Rental
February 18th – Private Rental
February 20th – Chamber Gala Awards
February 21st – TFA
February 22nd – Bingo
February 24-27th – Ptarmigan Inn

Doug Wieterman Hall

February 1st – Oldtimers Hockey Tournament
February 3rd – Minor Hockey Meeting
February 7th – Minor Hockey Tournament
February 8th – Minor Hockey Tournament
February 13th – Chamber of Commerce Mtg
February 15th – Private Rental
February 17th – Figure Skating
February 17th – Pond Hockey Mtg
February 19th – Ptarmigan Inn
February 20th – Private Rental
February 21st – Minor Hockey Tournament
February 22nd – Minor Hockey Tournament
February 24-27th – Ptarmigan Inn
February 28th – Minor Hockey Tournament

Ice Surface- Tournaments/Camp/Rentals

February 1st – Oldtimers Hockey Tournament
February 7th – Minor Hockey Tournament
February 8th – Minor Hockey Tournament
February 15th – Broomball Clinic
February 16-20th – Figure Skating Clinic
February 17th – Private Rental
February 21st – Minor Hockey Tournament
February 22nd – Minor Hockey Tournament
February 28th – 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

#09-036 **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 19th 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) Tangible Capital Assets Policy T-6
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.

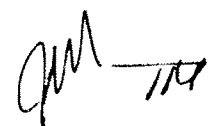
Tangible assets would include items such as:

- 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.



#09-039 **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) Bassett Petroleum Distributors Ltd. Request to Receive Ownership of the Airport Fuel Tanks and Related Equipment

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

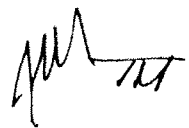
That the Council of the Town of Hay River supports Bassett Petroleum Distributors Ltd. request to obtain ownership of the two fuel tanks and related equipment located at the Hay River Airport at no additional cost to them and to obtain an interest in the land on which they are located.

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.



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 6th, 2009 in recognition of the 26th 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 ½ day civic holiday for Friday, March 6, 2009 in recognition of the 26th 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.

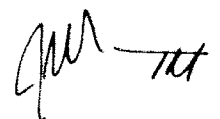
CARRIED

- 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.



#09-060 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

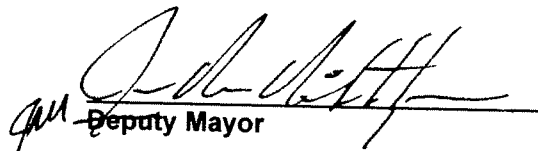
#09-062 MOVED BY: CLLR WALLINGTON

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

CARRIED

Certified correct as recorded on the 23rd day of February, 2009.

These minutes were accepted by motion #09-074.


Deputy Mayor


Senior Administrative Officer