

The Regular Meeting of Council was held on July 26th at 7:30 P.M. in the Council Chambers.

Present: Mayor Schofield, Deputy Mayor Maher, and Councillors Kruger, Cassidy, Wallington, Langille, O'Brien, Dueck, and Latour.

Staff: Terry Molenkamp – Senior Administrative Officer, May-Britt Hetesi – Assistant to the Senior Administrative Officer, Ross deBoer – Director of Recreation and Community Services, and Michael Richardson – Director of Public Works and Planning.

Others: Kristen Campbell – The Hub and Paul Bickford – News North.

1. CALL TO ORDER:

This Meeting was called to order at 7:30 P.M. with Mayor Schofield presiding.

2. ANNOUNCEMENTS

a) **Councillor Wallington** announced that it's our diligent Hub Reporters' Birthday today - Kristen Campbell's, so Happy Birthday from your Council.

b) **Councillor O'Brien** announced that the Beautification Committee "Yards in Bloom" judging is this week – Spruce up your yards!

3. ADOPTION OF AGENDA

**#09-603 MOVED BY: CLLR LATOUR
 SECONDED BY: CLLR CASSIDY**

That the Council of the Town of Hay River amend the Agenda for the July 26th, 2010 Regular Meeting of Council to switch q.) with s.) to allow for the GNWT employees declaring interests to depart the chamber once.

CARRIED

4. DECLARATION OF INTEREST

Deputy Mayor Maher, and Councillors Latour and Cassidy declared an interest in item #9.d) – 9.q) By-laws acquiring Lots from the Commissioner of the Northwest Territories because they are employed by the GNWT.

Councillor O'Brien declared an interest in item #7.m) NWT Community Social Assistance Appeal Committee Nominees, because she administers this program, and #9.d) – 9.q) By-laws acquiring Lots from the Commissioner of the Northwest Territories, because she is employed by the GNWT.

Councillor Dueck declared an interest in item #8.a) Property Assessment and Taxation Act Tax Sale Provision, because his place of employment is listed in the report.

Councillor Wallington declared an interest in item #7.n) Hay River Community Youth Centre, because he lives in the same residence as a board member of the Hay River Community Youth Centre, and #9.u) By-law No. 2220/LND/10 – Sale of Lot 656, Plan 365 to Wesclean Northern Sales Ltd. – First and Second Reading, because he is employed by Wesclean Northern Sales Ltd.

5. **MINUTES**

a) Minutes of the Regular Meeting of Council, June 28th, 2010

**#09-604 MOVED BY: DEPUTY MAYOR MAHER
 SECONDED BY: CLLR WALLINGTON**

That the Council of the Town of Hay River accepts the Minutes of the Regular Meeting of Council, June 28th, 2010 as presented.

CARRIED

6. **BUSINESS ARISING FROM THE MINUTES**

There was no business arising from the Minutes of the Regular Meeting of Council, June 28th, 2010.

7. **COMMITTEE REPORTS**

a) Recreation Department Monthly Facility Usage Report

<p><u>Community Hall</u></p> <p>June 1 - Trade & Tourism Advisory Committee Meeting</p> <p>June 2 - NWT Track & Field Billets</p> <p>June 3 - NWT Track & Field Billets</p> <p>June 4 - NWT Track & Field Billets</p> <p>June 4 - Hay River Minor Ball Bingo</p> <p>June 7 - Special Trade & Tourism Advisory Committee Meeting</p> <p>June 15 - WSCC Workshop</p> <p>June 16 - WSCC Workshop</p> <p>June 19 - After Grad Celebration</p> <p>June 20 - After Grad Celebration</p> <p>June 22 - Canada Day Meeting</p> <p>June 29 - Staff Safety Meeting</p> <p>June 30 - Special Recreation Board Meeting</p>	<p><u>Ice Surface Rentals</u></p> <p>June 1 - NWT Track & Field Set-up</p> <p>June 2 - NWT Track & Field Events</p> <p>June 8 - Adult Drop-in Ball Hockey</p> <p>June 10 - Adult Drop-in Ball Hockey</p> <p>June 19 - After Grad Celebration</p> <p>June 20 - After Grad Celebration</p> <p>June 22 - Adult Drop-in Ball Hockey</p> <p>June 24 - Adult Drop-in Ball Hockey</p> <p>June 29 - Adult Drop-in Ball Hockey</p>
<p><u>Doug Wieterman Hall</u></p> <p>June 1 - Dept of Transportation Workshop</p> <p>June 2 - Music Festival Meeting</p> <p>June 2 - NWT Track & Field Billets</p> <p>June 3 - NWT Track & Field Billets</p> <p>June 4 - NWT Track & Field Billets</p> <p>June 8 - Minor Hockey Meeting</p> <p>June 9 - Music Festival Meeting</p> <p>June 10 - Women's Hockey Meeting</p> <p>June 19 - Music Festival Meeting</p> <p>June 19 - After Grad Celebration</p> <p>June 23 - WSCC Workshop</p> <p>June 24 - WSCC Workshop</p> <p>June 25 - Babysitter's Course</p> <p>June 28 - Summer Heat Program</p> <p>June 29 - Summer Heat Program</p> <p>June 29 - Staff Safety Meeting</p> <p>June 30 - Summer Heat Program</p>	<p><u>Aquatic Centre Programs</u></p> <p>AquaFit Classes - Tuesday & Thursday</p> <p>Junior Lifeguard Club - Monday & Wednesday</p> <p>Swim Club - Monday - Friday</p> <p>Swim Lessons - Monday - Thursday</p> <p>Parent & Tots Swim - Saturdays</p> <p>Teen Night - Fridays</p> <p>Adult Swim Nights - Monday - Thursday</p>
	<p><u>Other Events</u></p> <p>June 1 - Nordic Walking Club</p> <p>June 8 - Nordic Walking Club</p> <p>June 7 - Elks Soccer Begins</p> <p>June 11 - Relay for Life</p> <p>June 12 - Relay For Life</p> <p>June 12 - Canuk Amusement</p> <p>June 13 - Canuk Amusement</p> <p>June 14 - Canuk Amusement</p> <p>June 15 - Canuk Amusement</p> <p>June 15 - Nordic Walking Club</p> <p>June 20 - Father's Geocache Event</p> <p>June 21 - Minor Slo Pitch Tournament</p> <p>June 21 - Aboriginal Day Events</p> <p>June 22 - Nordic Walking Club</p>

**#09-605 MOVED BY: DEPUTY MAYOR MAHER
 SECONDED BY: CLLR WALLINGTON**

That the Council of the Town of Hay River accepts the Recreation Department Monthly Activity Report for the month of June 2010 as presented.

CARRIED

b) Recreation and Community Services Department Monthly Activity Report

Item	Level of Activity
Skatepark Initiative	Ongoing as required
Music/Culture Festival	Complete
Canada Day Initiative	Complete
NWTAC AGM & Conference	Complete
Start Your Engines Conference	Complete
Retail Merchandising – Rec Centre	Ongoing as required
Rec Centre Heat Reclamation Project	Ongoing as required
Parks/Sportsfields – Install Playground Cribbing	Complete
Trails – Development Plans	Ongoing as required
Open Fisherman’s Wharf	Complete
Open VIC	Complete
Capital Purchases	Ongoing as required
Personnel	Staff Meeting May 20, June 29, 2010
Interviews – Aquatic Centre / Summer Staff	Ongoing as required
Recreation Board Meetings	May 6, June 16, June 30
Trade & Tourism Advisory Committee	June 1, 7
NWTRPA Face to Face Meetings - YK	June 3 & 4
NWTRPA Teleconference	June 14,
CPRA Teleconference	May 11, June 8, June 16


**#09-606 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR LATOUR**

That the Council of the Town of Hay River accept the Recreation & Community Services Report for the months of May & June 2010 as presented.

CARRIED

c) Development and Building Permit Report

NAME	DATE	DEV #	CIVIC ADDRESS	DESC. OF WORK
Delilah St. Arneault	June 3/10	D10-058	12 Cedar Road	New Deck
Wendy Dumas	June 4/10	D10-059	5-66 Woodland	Cutter Hair Salon
Taylor & Company	June 7/10	B10-012	Camsell School	Pellet Boiler
Taylor & Company	June 7/10	B01-013	Highway Shop	Pellet Boiler
Dave Felker	June 8/10	B10-014	36-101 st . Street	Repair Deck
Barry Ward	June 9/10	D10-060	Diamond Jenness	Renovation of DJSS
Ken, Karen Cooper	June 9/10	D10-061	29 McBryan Dr.	Home Renovations
Lance Price, Donna Dean	June 11/10	D10-062	446 Miron Dr.	New Porch
Garth Mackie	June 11/10	DH10-063	48038 Mackenzie Hwy.	Island Taxi Service
Gary Stoby	June 15/10	D10-064	21 Balsam Drive	New Shed & Fence
Krissy Heibert	June 16/10	DH10-065	1 Balsam Drive	L’il Bottoms Dayhome



Soup Kitchen	June 16/10	D10-066	67 Woodland Dr.	New Soup Kitchen
Kim Beaulieu	June 22/10	D10-067	61 Woodland Drive	Mobile Home
NWT Housing Corp.	June 25/10	D10-068	11 & 13 Saskatoon Drive	Sub divide Lots
Ron Hilworth	June 25/10	B10-019	1 Woodland Dr.	Replace front Deck

**#09-607 MOVED BY: CLLR LATOUR
 SECONDED BY: CLLR CASSIDY**

That the Council of the Town of Hay River accept the Development and Building Permit Report for the month of June 2010 as presented.

CARRIED

d) Public Works and Planning Department Monthly Activity Report

Item	Level of Activity
Snow Clearing	As required
Sanding	As required
Watermain Break Repairs	None
Sewer Main Repairs	None
Flushing and Camera Work	None
HydroVac	Ongoing, as required for drainage
Vehicle and Equipment Maintenance	Grader, as required
	Loader, as required
	Flusher, as required
	Pickups, as required
Sewer Line Flushing	Ongoing, as required for drainage
Ice Crossing	None
Ice Depth Coring	None
Breakup Preparation	None
Temporary Signage	As needed
Sewer Inspections	None
Water Testing	Weekly
Facilities Inspections	Twice Daily
Recreation	Snow removal as required
Personnel	None
Director of Public Works	<ul style="list-style-type: none"> • Annual Water Report to MVLWB • Gen. Plan and Zoning and Bldg. Bylaw Review • Landfill Mgmt. Plan and Design • Stewart Drive 2009 Rehab and Dispute • Loader and 4x4 RFPs • Equipment Registration • Breakup Preparation

**#09-608 MOVED BY: CLLR CASSIDY
 SECONDED BY: CLLR WALLINGTON**

That the Council of the Town of Hay River accepts the Public Works and Planning Department Monthly Activity Report for the month of April 2010 as presented.

CARRIED

e) Public Works and Planning Department Monthly Activity Report

Item	Level of Activity
Snow Clearing	None
Sanding	None
Watermain Break Repairs	None
Sewer Main Repairs	None
Flushing and Camera Work	None
HydroVac	Ongoing, as required for drainage
Vehicle and Equipment Maintenance	Grader, as required
	Loader, as required
	Flusher, as required
	Pickups, as required
Sewer Line Flushing	Ongoing, as required for drainage
Ice Crossing	None
Ice Depth Coring	None
Breakup Preparation	None
Temporary Signage	As needed
Sewer Inspections	None
Water Testing	Weekly
Facilities Inspections	Twice Daily
Personnel	None
Director of Public Works	<ul style="list-style-type: none"> • MVLWB Water Licence Renewal • Gen. Plan and Zoning and Bldg. Bylaw Review • Woodland Drive WM replacement, sewer assessment • 2010 to 2014 Road Maintenance Program • Hay River Health Centre • 2010 to 2011 Legal Surveying • Landfill EPA Order • Annual Flood

**#09-609 MOVED BY: CLLR DUECK
 SECONDED BY: CLLR O'BRIEN**

That the Council of the Town of Hay River accept the Public Works and Planning Department Monthly Activity Report for the month of May 2010 as presented.

CARRIED

f) Public Works and Planning Department Monthly Activity Report

Item	Level of Activity
Snow Clearing	None
Sanding	None
Watermain Break Repairs	Adjacent to 87 Woodland, 93 Woodland Woodland/Ptarmigan Cres
Sewer Main Repairs	None
Flushing and Camera Work	Woodland Drive (McBryan N/S)
HydroVac	Ongoing, as required for drainage
Vehicle and Equipment Maintenance	Grader, as required
	Loader, as required
	Flusher, as required
	Pickups, as required
Sewer Line Flushing	Preventative maintenance ongoing
Ice Crossing	None
Ice Depth Coring	None
Breakup Preparation	None
Temporary Signage	As needed
Sewer Inspections	None
Water Testing	Weekly
Facilities Inspections	Twice Daily
Personnel	None
Director of Public Works	<ul style="list-style-type: none"> • MVLWB Water Licence Requirements • Gen. Plan and Zoning and Bldg. Bylaw Review • Environmental Assessment for Federal Day School • Stewart Drive Hydroseed • Woodland Drive WM replacement, sewer assessment • 2010 to 2014 Road Maintenance Program • Hay River Health Centre • 2010 to 2011 Legal Surveying • Landfill EPA Order

**#09-610 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR LATOUR**

That the Council of the Town of Hay River accept the Public Works and Planning Department Monthly Activity Report for the month of June 2010 as presented.

CARRIED

g) Recreation Board Regular Meeting Minutes and Special Meeting Minutes

#09-611 **MOVED BY: CLLR WALLINGTON**
 SECONDED BY: CLLR CASSIDY

That the Council of the Town of Hay River accepts the Minutes of the Recreation Board Regular Meeting of June 16, 2010 as presented.

CARRIED

#09-612 **MOVED BY: CLLR WALLINGTON**
 SECONDED BY: CLLR CASSIDY

That the Council of the Town of Hay River approve the purchase of Modular Skatepark Equipment to a maximum amount of Twenty Five Thousand Dollars (\$25,000) which will be taken out of the Recreation Funds Reserve.

CARRIED

#09-613 **MOVED BY: CLLR WALLINGTON**
 SECONDED BY: CLLR CASSIDY

That the Council of the Town of Hay River accepts the Minutes of the Recreation Board Special Meeting of June 30, 2010 as presented.

CARRIED

#09-614 **MOVED BY: CLLR WALLINGTON**
 SECONDED BY: CLLR CASSIDY

That the Council of the Town of Hay River approve the selective clearing of the Chamber Park Development Proposal subject to the following conditions:

- **A selective clearing process will be utilized through consultation with a professional arborist and the Director of Recreation & Community Services**
- **All land owners including the Federal Government and GNWT must be consulted**
- **The Town of Hay River Development Permit process must be adhered to**
- **A public consultation process must be conducted prior to any development of this area**

CARRIED

h) Trade and Tourism Advisory Committee Regular Meeting Minutes and Special Meeting Minutes

#09-615 **MOVED BY: DEPUTY MAYOR MAHER**
 SECONDED BY: CLLR WALLINGTON

That the Council of the Town of Hay River accepts the Minutes of the Trade & Tourism Advisory Committee Meeting of June 1, 2010 as presented.

CARRIED

**#09-616 MOVED BY: DEPUTY MAYOR MAHER
 SECONDED BY: CLLR KRUGER**

That the Council of the Town of Hay River erect signage at the highway entrance to the Hay River Ski Club in recognition of local Olympian, Brendan Green. Funds to produce and install the signage will be identified in the 2011 Provisional Budget.

CARRIED

**#09-617 MOVED BY: DEPUTY MAYOR MAHER
 SECONDED BY: CLLR O'BRIEN**

That the Council of the Town of Hay River accepts the Minutes of the Trade & Tourism Advisory Committee Special Meeting of June 7, 2010 as presented.

CARRIED

i) Code of Conduct for Members of Council

Attached is a draft Code of Conduct for Members of Council for review, discussion and consideration.

**#09-618 MOVED BY: CLLR CASSIDY
 SECONDED BY: CLLR WALLINGTON**

That the Council of the Town of Hay River Table this item, and bring it back for discussion at the Committee of the Whole Meeting, Monday, July 12th, 2010.

CARRIED

j) Government of the Northwest Territories Application to Purchase Lots 1650 and 1650, Plan 2421

The Town received an email today from Beverly Chamberlain, Director of Lands Administration, Department of Municipal and Community Affairs, Government of the Northwest Territories advising that the GNWT does not wish to pursue the acquisition of Lots 1650 and 1651, Plan 2421 at this time. Therefore the deposit will be forfeited, the land will be returned to the land inventory of lots available for sale and a by-law to repeal Sale of Land By-laws No. 2194 and 2195 will be presented for consideration.

In the event that Lots 1650 and 1651, Plan 2421 are offered for sale the following should be considered by Council.

- Prior to the application to purchase by the GNWT Lot 1651, Plan 2421 was reserved for parking due to the sale of Lots 1652 and 1653 to Greenway.
- Should Lots 1650 and 1651, Plan 2421 be offered for sale the regulations of the Land Administration By-law No 2178 must be met including the method and terms of land disposition by the Town.

A copy of the Land Administration By-law No 2178 is provided with this report. How does Council wish to proceed regarding the status of Lots 1650 and 1651.

Let it be noted that the Council of the Town of Hay River requested that this Report to Committee of June 14th, 2010 be brought back to the Committee of the Whole Meeting on July 12th, 2010.

**#09-619 MOVED BY: DEPUTY MAYOR MAHER
 SECONDED BY: CLLR CASSIDY**

That the Council of the Town of Hay River initiates the disposal of Lots 1650, 1651, Plan 2421 by process of Auction.

CARRIED

k) Amendment to the Personnel Management By-law No. 2164

The 2010 Approved Budget provides funding for the hiring of a full time Fire Chief as a management employee. However the Personnel Management By-law No. 2164 does not include the Fire Chief as a management employee.

The Town intends to fill the Fire Chief position this year and have prepared an amendment to the Management Personnel By-law to include the Fire Chief as a management position. The proposed amendment will be presented for first and second reading at the Regular Meeting of Council for July 26, 2010.

**#09-620 MOVED BY: CLLR WALLINGTON
 SECONDED BY: DEPUTY MAYOR MAHER**

That the Council of the Town of Hay River have reviewed the proposed amendment to the Management Personnel By-law No. 2164 to add the position of Fire Chief and that the amendment be presented at the Regular Meeting of Council on July 26, 2010 for first and second reading.

CARRIED

l) Subdivision and Resurvey of Lots 1837 and 1838, Plan 3925, 13 and 11 Saskatoon Drive, Hay River

The Town has received an application from the Northwest Territories Housing Corporation requesting authorization to sub-divide Lots 1837 & 1838, Plan 3925 into four lots. A duplex is constructed on each lot. The NWT HC would like to divide the two lots into four lots so each side of the duplexes have individual titles. All minimum requirements as per the Zoning and Building Bylaw 1812 will be met.

The proposal will be submitted to MACA for approval and a new plan of survey submitted to the Town to ensure compliance. The land owners are responsible for all costs involved with the sub-division and registration.

**#09-621 MOVED BY: CLLR CASSIDY
 SECONDED BY: CLLR WALLINGTON**

That the Council of the Town of Hay River approve the Sub-division and Resurvey of Lots 1837 & 1838, Plan 3925 subject to the following conditions:

- a) **That all requirements of the Zoning and Building Bylaw are met.**
- b) **That the Landowners will be responsible for all costs related to the sub-division and registration.**
- c) **That a copy of the Provisional Plan of Survey be submitted by the Surveyors to the Town of Hay River for review prior to registration with Land Titles.**

CARRIED

m) NWT Community Social Assistance Appeal Committee Nominees

The Department of Education, Culture and Employment is seeking nominations of individuals from Hay River to sit on a Community Social Assistance Appeal Committee. The purpose of the appointments is to comply with Section 6 of the social Assistance Act and Section 26 of the Income Assistance Regulations which sets out the establishment of Northwest Territories Appeal Committees.

The Social Assistance Appeal Committee is the first level of appeals involving clients who appeal decisions made by Client Service Officers within the Income Assistance, Senior Home Heating Subsidy and Child Care User Subsidy Programs. There are currently five vacancies to be filled. Members will be appointed by the Minister of Education, Culture and Employment for a two year term and will receive training and honorarium.

Individuals interested in sitting on the Social Assistance Appeal Committee should submit a cover letter and resume outlining their experience to Jacqueline McLean, Regional Superintendent, Education, Culture and Employment, Government of the Northwest Territories, PO Box 1406, Fort Smith, NT X0E 0P0 or by fax to 867-872-4507.

**#09-622 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR CASSIDY**

That the Council of the Town of Hay River accepts the NWT Community Social Assistance Appeal Committee Nominees report as presented.

CARRIED

Let it be noted that Councillor O'Brien departed the Council Chambers and did not take part in any discussion or the vote Re: Agenda item #7.m)NWT Community Social Assistance Appeal Committee Nominees.

n) Hay River Community Youth Centre

In June the Assumption Roman Catholic Church agreed to assist the Soup Kitchen in finding a new location and that the Town would assist with the cost of relocation. The cost incurred to assist with the relocation will be recovered through the sale of Lot 1470, Plan 2191. The Soup Kitchen facility will be placed at the rear of the Assumption Catholic Church property. Before the Town may dispose of Lot 1470, Plan 2191 the issue of the remaining occupant the Hay River Community Youth Centre must be resolved.

How does Council wish to proceed with this matter?

Let it be noted that Council did not make a motion stating how they wished to proceed.

Let it be noted that Councillor Wallington departed the Council Chambers and did not take part in any discussion Re: Agenda item #7.n) Hay River Community Youth Centre.

o) Cameron Crescent – Griffiths Property
Discussion item.

**#09-623 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR LATOUR**

That the Council of the Town of Hay River ask Administration to enter into negotiations with Jeff Griffiths to purchase Lot 428, Plan 360.

CARRIED

p) Draft Environmental Purchasing Policy E-5
At the Regular Meeting of Council on April 26, 2010 the following motion was passed by Council

**MOVED BY: CLLR LATOUR
SECONDED BY: CLLR CASSIDY**

That the Council of the Town of Hay River directs Administration to develop a “Green” or Environmentally Sustainable Purchasing Policy that includes but is not limited to the following considerations:

- 1) “Pay back” in a certain amount of time to have a premium of price
- 2) Amendment to purchasing re: energy guidelines
- 3) Add a standard to RFPs or Tenders
- 4) Technical Specification reports to be made available to RFP or Tender process on product or service

And that this draft is to be brought back to the Community Energy Plan Committee for review.

CARRIED

An Environmental Purchasing Policy was drafted and reviewed by the Community Energy Planning Committee on June 26, 2010. At the Meeting the Community Energy Committee passed a resolution to recommend that the Council of the Town of Hay River adopt the Environmental Purchasing Policy as presented. The official minutes will not be available until September due to the Committee’s schedule.

**#09-624 MOVED BY: CLLR LATOUR
 SECONDED BY: CLLR CASSIDY**

That the Council of the Town of Hay River adopts the Environmental Purchasing Policy E-5 as presented.

CARRIED

q) NWT Seniors' Society Symposium on the Abuse of Older Adults

The NWT Seniors' Society is hosting a two-day Symposium on the Abuse of Older Adults in Yellowknife, November 30th – December 1st, 2010.

This event is part of the Society's Building Networks on the Abuse of Older Adults Project

The Building Networks project has three distinct phases:

Phase 1 – Information Gathering

Phase 2 – NWT- Wide Symposium (November 30th – December 1st, 2010)

Phase 3 – Internet, Information and Support Network Development

The registration deadline for the Symposium is August 30th, 2010.

For further information, please see attached Letter from Tom Wilson, President of the NWT Seniors' Society.

Councillor Reiss Kruger is the Liaison for the Seniors' Society. Depending on Councillor Kruger's schedule Council may wish to recommend that he attend the NWT Seniors' Society Symposium on the Abuse of Older Adults in Yellowknife, from November 30th – December 1st, 2010.

**#09-625 MOVED BY: CLLR CASSIDY
 SECONDED BY: CLLR O'BRIEN**

That the Council of the Town of Hay River send Councillor Kruger to the NWT Seniors' Society Symposium on the Abuse of Older Adults in Yellowknife, from November 30th – December 1st, 2010.

CARRIED

8. **NEW BUSINESS**

a) Property Assessment and Taxation Act Tax Sale Provision

The Property Assessment and Taxation Act R.S.N.W.T. 1988, c.P-10 (PATA) Part III Taxation, Section 97.6 provides for the recovery of tax arrears by sale at public auction

SALE

Sale at public auction 97.6. (1) A taxable property that remains on the tax arrears list after December 31 of the year that the tax arrears list was prepared may be offered for sale, at a public auction, by the taxing authority at such time as it considers appropriate, if the property continues to be on the tax arrears list at that time.

Date of public auction (2) The date of a public auction must be set
(a) by resolution of the council of the municipal taxing authority, where the taxable property to be offered for sale is within its municipal taxation area; or
(b) by order of the Minister of Finance, where the taxable property to be offered for sale is within the general taxation area.

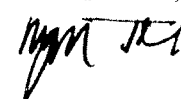
Minimum sale price and conditions of sale (3) A resolution or order referred to in subsection (2) must also set out, in respect of each taxable property to be offered for sale at the public auction,

- (a) the minimum sale price, as calculated in accordance with the regulations; and
- (b) any other term or condition that the taxing authority wishes to apply to the sale.

Restriction on sale (4) A taxable property offered for sale at a public auction may not be sold for less than its minimum sale price and must be sold for the highest price bid above the minimum sale price.

Best possible price (5) A taxing authority is not under any duty to obtain the best possible price for a taxable property and, for greater certainty, the taxing authority is not obliged to delay the sale of the taxable property for that purpose.

Inapplicable provisions in municipal Acts (6) For greater certainty, the sale by a municipal taxing authority of a taxable property of an assessed owner, whether or not the taxable property includes a leasehold interest registered under the *Land Titles Act* in municipal land, is not subject to the provisions in the *Charter Communities Act*, *Cities, Towns and Villages Act*, *Hamlets Act* and *Tychq Community Government Act* pertaining to the disposition of real property belonging to a municipal corporation. S.N.W.T. 1997,c.20,s.4; S.N.W.T. 2004,c.7, Sch.B, s.7(5).



The Property Assessment and Taxation Act – Tax Sales Regulations Section 3 establishes the minimum price of a taxable property.

PROPERTY ASSESSMENT AND
TAXATION ACT

TAX SALES REGULATIONS

The Commissioner, on the recommendation of the Minister and the Minister of Finance, under subsections 117(3) and (4) of the *Property Assessment and Taxation Act* and every enabling power, makes the *Tax Sales Regulations*.

1. In these regulations, "Act" means the *Property Assessment and Taxation Act*.

2. These regulations apply in respect of the sale of a taxable property for arrears of property taxes under Part III.1 of the Act.

3. (1) Subject to subsection (2), the minimum sale price of a taxable property, whether located in the general taxation area or a municipal taxation area, that is to be offered for sale is 50% of the assessed value of the taxable property.

(2) A taxing authority may, in respect of a taxable property referred to in subsection (1), set out in a resolution or order referred to in subsection 97.6(2) of the Act, a minimum sale price that is calculated on the basis of such percentage of assessed value in excess of the applicable percentage set out in subsection (1) as the taxing authority considers appropriate.

(3) For greater certainty, the minimum sale prices set under subsection (2) may vary between classes of property established under sections 13 to 15 of the Act. R-059-2001,s.2.

4. The form prescribed for the purposes of subparagraph 97.92(3)(b)(ii) of the Act is set out in the Schedule. R-027-2000,s.2

LOI SUR L'ÉVALUATION ET L'IMPÔT
FONCIERS

**RÈGLEMENT SUR LES
VENTES IMPOSABLES**

Le commissaire, sur la recommandation du ministre et du ministre des Finances, en vertu des paragraphes 117(3) et (4) de la *Loi sur l'évaluation et l'impôt fonciers* et de tout pouvoir habilitant, prend le *Règlement sur les ventes imposables*.

1. Dans le présent règlement, «Loi» s'entend de la *Loi sur l'évaluation et l'impôt fonciers*.

2. Le présent règlement s'applique relativement à la vente d'une propriété imposable pour recouvrement d'arriérés d'impôt foncier en vertu de la partie III.1 de la Loi.

3. (1) Sous réserve du paragraphe (2), le prix de vente minimal d'une propriété imposable mise en vente est de 50 % de sa valeur évaluée, que cette propriété soit située dans une zone d'imposition générale ou une zone d'imposition municipale.

(2) Toute administration fiscale peut, relativement à la propriété imposable mentionnée au paragraphe (1), indiquer le prix de vente minimal qu'elle estime approprié, calculé sur la base du pourcentage de la valeur évaluée qui est supérieur au pourcentage prévu au paragraphe (1) dans la résolution ou l'arrêté visé au paragraphe 97.6(2) de la Loi.

(3) Il demeure entendu que le prix de vente minimal établi en vertu du paragraphe (2) peut varier entre les catégories de propriétés établies en vertu des articles 13 à 15 de la Loi. R-059-2001, art. 2.

4. La formule prescrite pour l'application du sous-alinéa 97.92(3)(b)(ii) de la Loi est prévue à l'annexe. R-027-2000, art. 2.



Administration has provided notice pursuant to the legislation to all property owners that are in arrears for 2008 property taxes and that their properties may be sold for property tax arrears.

The properties listed below are subject to sale for arrears of property taxes.

Property Address	Lot	Block	Plan	Minimum Sale Price
3-102 Street	2	H	40	\$16,700.00
16-102 Street	17	J	41	\$79,450.00
12-102 Street	19	J	41	\$23,850.00
40-101 Street	9	K	41	\$65,450.00
31-103 Street	4	L	41	\$43,100.00
48012 MacKenzie Highway	3	XC	134	\$40,200.00
47117 Back Road	8	XD	134	\$42,800.00
37-104 Street	7	N	142	\$51,000.00
48048 MacKenzie Highway	6	XA	190	\$7,650.00
21 Beaver Crescent	286		360	\$61,250.00
5 Elm Crescent	553-45	G814	917	\$36,850.00
18 Balsam Drive	553-55	G814	917	\$22,300.00
47 Pine Crescent	553-169	G814	917	\$32,200.00
18 Fir Crescent	553-120		991	\$33,850.00
56 Stewart Drive	1195		1041	\$57,600.00
38 Industrial Drive	1433		1466	\$22,050.00
7 Parker Place	1543		2112	\$80,900.00
5 Cranberry Crescent	1619		2218	\$64,550.00
18 Cranberry Crescent	1816		3925	\$50,300.00

The auction will be held at 9:00 am on October 6, 2010 at the Town Hall Council Chambers in the Town of Hay River.

If prior to commencement of public auction, any person including the assessed owner pays the arrears of property taxes and all reasonable expenses incurred by the Town to collect the arrears with respect to a taxable property, the property will not be offered for auction

Any person who pays the arrears of property taxes and expenses prior to commencement of the public auction may obtain a lien on the taxable property for the amount paid if the person is other than the assessed owner and having an interest, estate, encumbrance or claim registered or filed under the Land Titles Act in or against the taxable property or a transferee of such a person.

The assessed owners of any of the above taxable properties is entitled to redeem that taxable property within 30 days after the date of the public auction by paying the Town the arrears of property taxes and all reasonable expenses incurred by the Town to collect the arrears. Where a taxable property that is sold at the public auction is redeemed by its assessed owner, the sale cannot be completed and all rights and interest of the purchaser in the taxable property cease.

#09-626

MOVED BY: CLLR WALLINGTON
SECONDED BY: DEPUTY MAYOR MAHER

That the Council of the Town of Hay River in accordance with the Property Assessment and Taxation Act RSNWT. 1988 Chapter P-10, Section 97.6:

1. Sets the date of public auction where taxable property will be offered for sale as October 6, 2010 at 9:00 am in Town Hall Council Chambers; and
2. The minimum sale price of each taxable property as calculated in accordance with the regulations is provided for as follows;

Property Address	Lot	Block	Plan	Minimum Sale Price
3-102 Street	2	H	40	\$16,700.00
16-102 Street	17	J	41	\$79,450.00
12-102 Street	19	J	41	\$23,850.00
40-101 Street	9	K	41	\$65,450.00
31-103 Street	4	L	41	\$43,100.00
48012 MacKenzie Highway	3	XC	134	\$40,200.00
47117 Back Road	8	XD	134	\$42,800.00
37-104 Street	7	N	142	\$51,000.00
48048 MacKenzie Highway	6	XA	190	\$7,650.00
21 Beaver Crescent	286		360	\$61,250.00
5 Elm Crescent	553-45	G814	917	\$36,850.00
18 Balsam Drive	553-55	G814	917	\$22,300.00
47 Pine Crescent	553-169	G814	917	\$32,200.00
18 Fir Crescent	553-120		991	\$33,850.00
56 Stewart Drive	1195		1041	\$57,600.00
38 Industrial Drive	1433		1466	\$22,050.00
7 Parker Place	1543		2112	\$80,900.00
5 Cranberry Crescent	1619		2218	\$64,550.00
18 Cranberry Crescent	1816		3925	\$50,300.00

CARRIED

Let it be noted that Councillor Dueck departed the Council Chambers and did not take part in any discussion or the vote Re: Agenda item #8.a) Property Assessment and Taxation Act Tax Sale Provision.

b) Hay River RCMP Detachment "G" Division Chief's Report for May 2010

A copy of the Mayor's/Chief's Report for June 2010 from the Hay River RCMP Detachment "G" Division Northwest Territories is attached for the information of Council.

#09-627 **MOVED BY: CLLR CASSIDY**
SECONDED BY: CLLR KRUGER

That the Council of the Town of Hay River accepts the Mayor's/Chief's Report for June 2010 from the Hay River RCMP Detachment "G" Division Northwest Territories as presented.

CARRIED

9. **BYLAWS**

a) By-law No. 2164B/GEN/09 – Amendment to Management Personnel By-law – First and Second Reading

**#09-628 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR LATOUR**

That the Council of the Town of Hay River give First Reading to By-law No.2164B/GEN/09 – Amendment to Management Personnel By-law .

CARRIED

**#09-629 MOVEDBY: CLLR LATOUR
 SECONDED BY: CLLR WALLINGTON**

That the Council of the Town of Hay River give Second Reading to By-law No.2164B/GEN/09 – Amendment to Management Personnel By-law .

CARRIED

Note that the Council of the Town of Hay River gave unanimous consent for Third and Final Reading of By-law No. 2164B/GEN/09 – Amendment to Management Personnel By-law.

**#09-630 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR DUECK**

That the Council of the Town of Hay River give Third and Final Reading to By-law NO, 2164B/GEN/09 – Amendment to Management Personnel By-law.

CARRIED

b) By-law No. 2199/LND/10 – Sale of Lot 1649, Plan 2421 to Greenway Holdings Ltd. – Third and Final Reading

**#09-631 MOVED BY: CLLR LATOUR
 SECONDED BY: CLLR O'BRIEN**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2199/LND/10 – Sale of Lot 1649, Plan 2421 to Greenway Holdings Ltd.

CARRIED

c) By-law No. 2200/LND/10 – By-law to repeal By-law No. 2194 and 2195 – Third and Final Reading.

Let it be noted that By-law No. 2200/LND/10 – By-law to repeal By-law No. 2194 and 2195 had not received First and Second Reading, so therefore The Council of the Town of Hay River was not able to give Third and Final Reading. (There was an error with this Agenda Item) This By-law will be on the August 23rd, 2010 Regular Meeting of Council Agenda for First and Second Reading.

d) By-law No. 2201/LND/10 – Acquire Lot 1, Block E, Plan 39, Hay River from the Commissioner of the Northwest Territories – Third and Final Reading

**#09-632 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR LANGILLE**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2201/LND/10 – Acquire Lot 1, Block E, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

e) By-law No. 2202/LND/10 – Acquire Lot 2, Block E, Plan 39, Hay River from the Commissioner of the Northwest Territories – Third and Final Reading

**#09-633 MOVED BY: CLLR DUECK
 SECONDED BY: CLLR WALLINGTON**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2202/LND/10 – Acquire Lot 2, Block E, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

f) By-law No. 2203/LND/10 – Acquire Lot 1, Block F, Plan 39, Hay River from the Commissioner of the Northwest Territories – Third and Final Reading

**#09-634 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR DUECK**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2203/LND/10 – Acquire Lot 1, Block F, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

g) By-law No. 2204/LND/10 – Acquire Lot 2, Block F, Plan 39, Hay River from the Commissioner of the Northwest Territories – Third and Final Reading

**#09-635 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR KRUGER**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2204/LND/10 – Acquire Lot 2, Block F, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

h) By-law No. 2205/LND/10 – Acquire Lot 3, Block F, Plan 39, Hay River from the Commissioner of the Northwest Territories – Third and Final Reading

**#09-636 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR LANGILLE**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2205/LND/10 – Acquire Lot 3, Block F, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

i) By-law No. 2206/LND/10 – Acquire Lot 7, Block F, Plan 39, Hay River from the Commissioner of the Northwest Territories – Third and Final Reading

**#09-637 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR DUECK**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2206/LND/10 – Acquire Lot 7, Block F, Plan 39 from the Commissioner of the Northwest Territories.

CARRIED

j) By-law No. 2207/LND/10 – Acquire Lot 1, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories – Third and Final Reading

**#09-638 MOVED BY: CLLR DUECK
 SECONDED BY: CLLR KRUGER**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2207/LND/10 – Acquire Lot 1, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

k) By-law No. 2208/LND/10 - Acquire Lot 2, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories - Third and Final Reading

**#09-639 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR DUECK**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2208/LND/10 - Acquire Lot 1, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

l) By-law No. 2209/LND/10 - Acquire Lot 3, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories - Third and Final Reading

**#09-640 MOVED BY: CLLR DUECK
 SECONDED BY: CLLR LANGILLE**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2209/LND/10 - Acquire Lot 3, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

m) By-law No. 2210/LND/10 - Acquire Lot 4, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories - Third and Final Reading

**#09-641 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR DUECK**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2210/LND/10 - Acquire Lot 4, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

n) By-law No. 2211/LND/10 - Acquire Lot 5, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories - Third and Final Reading

**#09-642 MOVED BY: CLLR DUECK
 SECONDED BY: CLLR KRUGER**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2211/LND/10 - Acquire Lot 5, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

o) By-law No. 2212/LND/10 - Acquire Lot 6, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories - Third and Final Reading

**#09-643 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR DUECK**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2212/LND/10 - Acquire Lot 6, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

p) By-law No. 2213/LND/10 - Acquire Lot 7, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories - Third and Final Reading

**#09-644 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR KRUGER**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2213/LND/10 - Acquire Lot 7, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

q) By-law No. 2216/LND/10 -By-law to Lease an Unsurveyed Portion of Land adjacent to Lot 1002, Plan 1477, Hay River from the Commissioner of the Northwest Territories - First and Second Reading

**#09-645 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR KRUGER**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2213/LND/10 - Acquire Lot 7, Block G, Plan 39, Hay River from the Commissioner of the Northwest Territories.

CARRIED

Let it be noted that Deputy Mayor Maher, and Councillors Cassidy, Latour, and O'Brien departed the Council Chambers and did not take part in any discussion or the vote Re: Agenda item #9.d) - #9.q) By-laws to Acquire Lots from the Commissioner of the Northwest Territories.

r) By-law No. 2214 - General Plan - First Reading

**#09-646 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. 2214 - General Plan .

CARRIED

s) By-law No. 2215 – Zoning and Building By-law – First Reading

**#09-647 MOVED BY: CLLR KRUGER
 SECONDED BY: CLLR WALLINGTON**

That the Council of the Town of Hay River give First Reading to By-law No. 2214 – Zoning and Building By-law.

CARRIED

t) By-law No. 2217/LND/10 – Sale of Lot 1847, Plan 3925 to Sebastien Boudreau – First and Second Reading

**#09-648 MOVED BY: CLLR WALLINGTON
 SECONDED BY: CLLR KRUGER**

That the Council of the Town of Hay River give First Reading to By-law No. 2217/LND/10 – Sale of Lot 1847, Plan 3925 to Sebastien Boudreau.

CARRIED

**#09-649 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. 2217/LND/10 – Sale of Lot 1847, Plan 3925 to Sebastien Boudreau.

CARRIED

Note that the Council of the Town of Hay River gave unanimous consent for Third and Final Reading of By-law No. 2217/LND/10 – Sale of Lot 1847, Plan 3925 to Sebastien Boudreau.

**#09-650 MOVED BY: DEPUTY MAYOR MAHER
 SECONDED BY: CLLR LATOUR**

That the Council of the Town of Hay River give Third and Final Reading to By-law No. 2217/LND/10 – Sale of Lot 1847, Plan 3925 to Sebastien Boudreau.

CARRIED

