

SUMMER VILLAGE OF NAKAMUN PARK

AGENDA

Wednesday March 17th, 2021 – at The Onway Civic Centre 5:00 P.M.

1. Call to order:
2. Agenda: a) Wednesday March 17th, 2021 Regular Council Meeting
3. Minutes: (1-4) a) Wednesday February 17th, 2021 Regular Council Meeting
b)
4. Appointment: a) N/A
5. Bylaws/Policies: a) (Refer to 6. Business (b))
b)
6. Business
(5-15)
(16-21)
(22-24)
a) CRASC Agreement and Appointments – Refer to RFD 2021-13 for background and details on the formal proposal from the Capital Regional Assessment Services Commission (CRASC).
b) MAP Compliance - Assessment Review Board Bylaw – Refer to RFD 2021-14 for background and details on the compliance matter noted in the Municipal Accountability Program Report on this matter, and Draft Bylaw 2021-5 for Council's considered to remedy this matter.
c) Draft Budget Discussions 2021 – Refer to RFD 2021-15 for background and details on the 2021 Operating and Capital Budget preliminary discussions. The budget documents will be circulated for review and discussion during the meeting.
d)
e)
f)
7. Financial a) N/A
b)
8. Councillor Reports
a) Mayor
b) Deputy Mayor
c) Councillor
9. Administration Reports
a) CAO

SUMMER VILLAGE OF NAKAMUN PARK

AGENDA

Wednesday March 17th, 2021 – at The Onoway Civic Centre 5:00 P.M.

10. Information and Correspondence

(25-26)

- a) Government of Alberta, Municipal Affairs – Letter from Minister McIver regarding Budget 2021 and forthcoming changes to various grant funding initiatives impacting municipalities.

(27-30)

- b) Government of Alberta, Municipal Affairs – Letter from Minister McIver regarding changes to the Alberta Disaster Recovery Program and related funding mechanism, as well as background fact sheet on same.

(31-33)

- c) Municipal Planning Services, Bill 48 Impact for Municipal Planning – March 3rd, 2021 letter from the appointed municipal planner, Jane Dauphinee and company outlining some impacts on municipal planning frameworks and legislation resulting from Bill 48, a Red Tape Reduction Bill.

(34 - 40)

- d) Town of Mayerthorpe – November 2020, December 2020 and January 2021 CPO Reports.

(41 - 42)

- e) Lac Ste. Anne County – February 25th, 2021 Media Release regarding disputes with its municipal neighbour, the Town of Mayerthorpe, with which it has not been able to finalize an Intermunicipal Collaboration Framework yet.

11. Closed Meeting

- a) - N/A

12. Next Meeting Date

- a) Schedule the next regular council meeting for April 21st, 2021.

13. Adjournment

Upcoming Meetings:

April 21st, 2021 – Regular Council Meeting

June 5th, 2021 – SVLSACE Meeting (Location TBD)

MINUTES OF THE REGULAR MEETING OF COUNCIL OF THE SUMMER VILLAGE OF NAKAMUN PARK, IN THE PROVINCE OF ALBERTA, HELD ON WEDNESDAY FEBRUARY 17th, 2021 AT 5:00 P.M. AT THE ONOWAY CIVIC CENTRE.

	PRESENT	<p>Mayor: Marge Hanssen (via teleconference) Deputy Mayor: Carleigh LeClair (via teleconference) Councillor: Harry Kassian (via teleconference)</p> <p>Administration: Dwight Moskalyk, CAO</p> <p>Appointments: n/a</p> <p>Absent: n/a</p> <p>Public Works: n/a Public at Large: n/a</p>
1.	CALL TO ORDER	Mayor Hanssen called the meeting to order at 5:01 p.m.
2.	AGENDA 16 - 21	<p>MOVED by Councillor Kassian that the agenda for the February 17th, 2021 regular council meeting be approved with the following amendments: Add: Business Item 6(g) – Summer Village Regional Emergency Management Partnership, COVID-19 MOST Funding Request.</p> <p style="text-align: right;">CARRIED.</p>
3.	MINUTES 17 – 21	<p>MOVED by Councillor Kassian that the minutes for the Wednesday January 20th, 2021 regular council meeting be approved as presented.</p> <p style="text-align: right;">CARRIED.</p>
4.	APPOINTMENT	N/A
5.	BYLAW	N/A
6.	BUSINESS 18 - 21	<p>MOVED by Mayor Hanssen that Council accept the 2020 Municipal Accountability Program (MAP) Review Report for the Summer Village of Nakamun Park, as well as Administration’s Response, as information and authorize Administration to share this report on the municipal website.</p> <p style="text-align: right;">CARRIED.</p>
	19 - 21	<p>MOVED by Councillor Kassian that Council gives first reading to Bylaw 2021-1, being a Council Procedural Bylaw for the Summer Village of Nakamun Park, as presented.</p> <p style="text-align: right;">CARRIED</p>
	20 – 21	<p>MOVED by Mayor Hanssen that Council gives second reading to Bylaw 2021-1, as presented.</p> <p style="text-align: right;">CARRIED</p>

MINUTES OF THE REGULAR MEETING OF COUNCIL OF THE SUMMER VILLAGE OF NAKAMUN PARK, IN THE PROVINCE OF ALBERTA, HELD ON WEDNESDAY FEBRUARY 17th, 2021 AT 5:00 P.M. AT THE ONOWAY CIVIC CENTRE.

21 – 21	<p>MOVED by Councillor Kassian that Council gives unanimous consent for Bylaw 2021-1 to receive third and final reading. CARRIED UNANIMOUSLY</p>
22 – 21	<p>MOVED by Mayor Hanssen that Council gives third and final reading and finally pass Bylaw 2021-1, as presented. CARRIED</p>
23 – 21	<p>MOVED by Mayor Hanssen that Council gives first reading to Bylaw 2021-2, being an Assessment Classification and Sub-Classes Bylaw for the Summer Village of Nakamun Park, as presented. CARRIED</p>
24 – 21	<p>MOVED by Councillor Kassian that Council gives second reading to Bylaw 2021-2, as presented. CARRIED</p>
25 – 21	<p>MOVED by Deputy Mayor LeClair that Council gives unanimous consent for Bylaw 2021-2 to receive third and final reading. CARRIED UNANIMOUSLY</p>
26 – 21	<p>MOVED by Mayor Hanssen that Council gives third and final reading and finally pass Bylaw 2021-2, as presented. CARRIED</p>
27 – 21	<p>MOVED by Councillor Kassian that Council gives first reading to Bylaw 2021-3, being a Bylaw Enforcement Officer Bylaw for the Summer Village of Nakamun Park, with the following amendment: At Section 4.1.2, Strike 'the' immediately preceding 'report.' CARRIED</p>
28 – 21	<p>MOVED by Mayor Hanssen that Council gives second reading to Bylaw 2021-3, as amended. CARRIED</p>
29 – 21	<p>MOVED by Deputy Mayor LeClair that Council gives unanimous consent for Bylaw 2021-3 to receive third and final reading. CARRIED UNANIMOUSLY</p>
30 – 21	<p>MOVED by Mayor Hanssen that Council gives third and final reading and finally pass Bylaw 2021-3, as amended CARRIED</p>
31 – 21	<p>MOVED by Mayor Hanssen that Council gives first reading to Bylaw 2021-4, being a Subdivision and Development Appeal Board Bylaw for the Summer Village of Nakamun Park, as presented. CARRIED</p>
32 – 21	<p>MOVED by Councillor Kassian that Council gives second reading to Bylaw 2021-4, as presented. CARRIED</p>

MINUTES OF THE REGULAR MEETING OF COUNCIL OF THE SUMMER VILLAGE OF NAKAMUN PARK, IN THE PROVINCE OF ALBERTA, HELD ON WEDNESDAY FEBRUARY 17th, 2021 AT 5:00 P.M. AT THE ONOWAY CIVIC CENTRE.

	<p>33 – 21</p> <p>34 – 21</p> <p>35 – 21</p> <p>36 – 21</p> <p>37 – 21</p>	<p>MOVED by Deputy Mayor LeClair that Council gives unanimous consent for Bylaw 2021-4 to receive third and final reading. CARRIED UNANIMOUSLY</p> <p>MOVED by Mayor Hanssen that Council gives third and final reading and finally pass Bylaw 2021-4, as presented. CARRIED</p> <p>MOVED by Councillor Kassian that Council establish the following dates and times for the municipal election 2021: Nomination Day shall be Saturday July 3rd, 2021 from 10:00am until 12:00 noon at the Nakamun Park Public Works Shop located at R7 5563A Nakamun Drive, in the Summer Village of Nakamun Park. Election Day shall be Saturday July 31st, 2021 from 10:00am until 7:00pm at the Nakamun Park Public Works Shop located at R7 5563A Nakamun Drive, in the Summer Village of Nakamun Park. CARRIED</p> <p>MOVED by Mayor Hanssen that Council authorize the use of Special Mail-In Ballots for the 2021 Municipal General Election, rather than holding an Advance Vote, subject to the following specifications, as required under the Act: Special Ballots must be requested, by mail, fax, email, telephone or in-person directed to the Summer Village of Nakamun Park administration office; Special Ballots must be requested on or before 4:00pm on Friday July 16th, 2021, and no requests received after that deadline will be entertained; Special Ballots, subject for section 77.2(3.1) of the local Authorities Election Act provisions, must be returned to, meaning received by, the Returning Officer on or before 4:00pm on Friday July 30th, 2021, in person or by mail; all Special Ballots received after this deadline must be considered rejected as per Section 77.3. CARRIED</p> <p>MOVED by Mayor Hanssen that Council authorizes the allocation of \$250.56 of the Summer Village of Nakamun Park’s Municipal Operating Support Transfer (MOST) to the Ste. Anne Regional Emergency Management Partnership to assist with their operations, as requested. CARRIED</p>
7.	<p>FINANCIAL 38 - 21</p>	<p>MOVED by Councillor Kassian that Council accepts the December 2020 Income and Expense Statements for information, as presented. CARRIED</p>
8.	<p>COUNCIL REPORTS 39 - 21</p>	<p>MOVED by Mayor Hanssen that Council accept the Council Reports for information, as presented. CARRIED.</p>

MINUTES OF THE REGULAR MEETING OF COUNCIL OF THE SUMMER VILLAGE OF NAKAMUN PARK, IN THE PROVINCE OF ALBERTA, HELD ON WEDNESDAY FEBRUARY 17th, 2021 AT 5:00 P.M. AT THE ONOWAY CIVIC CENTRE.

9.	ADMINISTRATION /PUBLIC WORKS REPORTS 40 - 21	MOVED by Mayor Hanssen that Council accept the Administration and Public Works reports for information, as presented. CARRIED.
10.	INFORMATION / CORRESPONDENCE	N/A
11.	CLOSED MEETING	N/A
12.	NEXT MEETING 41 - 21	MOVED by Mayor Hanssen that the next regularly scheduled meeting be held on Wednesday March 17 th , 2021 at 5:00 p.m. in the Town of Onoway Council Chambers. CARRIED.
13.	ADJOURNMENT	Mayor Hanssen declared the meeting adjourned at 6:02 p.m.

Mayor Marge Hanssen

Chief Administrative Officer Dwight Moskalyk

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Summer Village of Nakamun Park Request For Decision - (RFD) 2021-13

Meeting:	Regular Council
Meeting Date:	March 17th, 2021
Originated By:	Dwight Moskalyk, Chief Administrative Officer
Title:	CRASC - Assessment Review Board and Clerk Services Agreement
Agenda Item Number:	6(a) – Business

BACKGROUND/PROPOSAL:

Council has agreed in principle to formally engaging Capital Regional Assessment Services Commission (CRASC) for the provision of Assessment Review Board, Clerk and Panelist Services. This service was previously provided by Lac Ste. Anne County but this agreement terminated Dec. 31st, 2020 and we have been waiting to receive formal acceptance to the CRASC group and have them provide their service agreement for Council's consideration.

The CRASC Agreement is attached for review. It is a stock agreement offered to all members and subject to Council approval we will insert the pertinent municipal name and contract information where indicated, and submit copies for execution by CRASC in due course.

DISCUSSION/OPTIONS/BENEFITS/DISADVANTAGES:

This agreement provides for all required considerations required under the MGA as they relate to the Assessment Review Board and Appeal Process. This includes Local and Composite Review Boards, Panelist recruitment and training, Assessment Board Clerks and Chair Appointments, Records Management and Facilitation of Appeals.

The fee schedule is higher than the 2010 terms we had been operating under from Lac Ste. Anne County (For example we had been paying \$100/year as a partner to LSAC, under this agreement we will pay a base rate of \$800, plus a per parcel fee of \$0.30/parcel, for a total cost of ~\$960.00/year. While this cost is higher, the hearing, panelist and clerk fees are comparable, and the base rate is probably more realistic than the \$100/year.

If Council is agreeable to this formal offer from CRASC and approves the agreement, they should then also approve the appointment of the following panelists and agents as required under the act:

Chairman of the Assessment Review Boards:	Raymond Ralph
Certified Assessment Review Board Clerk:	Richard Barham
Certified Panelists:	Darlene Chartrand
	Tina Groszko
	Stewart Hennig
	Richard Knowles
	Raymond Ralph

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COSTS/SOURCE OF FUNDING (if applicable)

This cost of Assessment Review Board services is included as part of the annual budget and this new cost has been factored into draft budget 2021 and planning documents on the go forward.

RECOMMENDED ACTION:

- a) That Council approved the 2021 Assessment Review Board Services Agreement with Capital Region Assessment Services Commission and authorizes execution of same.

- b) That Council authorize the appointment of the named Chairman, Clerk and Panelists:
 - Chairman of the Assessment Review Boards: Raymond Ralph
 - Certified Assessment Review Board Clerk: Richard Barham
 - Certified Panelists: Darlene Chartrand
Tina Groszko
Stewart Hennig
Richard Knowles
Raymond Ralph

Initials show support – Reviewed By: CAO: *D. Moskalyk*

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Capital Region Assessment Services Commission



**PARTICIPANT
MEMORANDUM OF AGREEMENT
2021**

**LOCAL ASSESSMENT REVIEW BOARDS
and
COMPOSITE ASSESSMENT REVIEW BOARDS**

1 January 2021

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MEMORANDUM OF AGREEMENT

made between

CAPITAL REGION ASSESSMENT SERVICES COMMISSION
(the "Commission")

and

(the "Participant")

WHEREAS the Commission will provide specific administrative and financial services relating to Assessment Review Boards to the Participant;

AND WHEREAS the Commission and the Participant have reached agreement with respect to the terms and conditions under which the Commission will provide such administrative and financial services to the Participant;

NOW THEREFORE the Commission and the Participant agree as follows:

1. DEFINITIONS

- a. "Board" means the Board of Directors of the Capital Region Assessment Services Commission.
- b. "Commission" means the Capital Region Assessment Services Commission.
- c. "Fiscal Year" means 1st of January to 31st of December.
- d. "Participant" and "Municipality" mean a municipal authority NOT listed in the Appendix to Alberta Regulation 77/96, as amended from time to time; and which has engaged the services of the Commission to provide specific administrative and financial services relating to Assessment Review Boards.

- e. **“Panellist”** means an individual who is accredited by the Alberta Municipal Government Board to hear Assessment Complaints.
- f. **“Assessment Review Board”** and **“ARB”** mean either the Local Assessment Review Board (**“LARB”**) or the Composite Assessment Review Board (**“CARB”**).
- g. **“Assessment Clerk”** means an individual who is accredited by the Alberta Municipal Government Board to perform assessment clerk services.
- h. **“Term”** means the term of this agreement as set forth in Section 2.

2. **TERM**

The term of this agreement is as specified in Schedule “A” hereto. The Term may be extended by an agreement in writing between the parties hereto before the end of the Term, failing which the agreement shall terminate at the end of the Term without notice by either party to the other and without additional compensation from the Participant to the Commission.

3. **OBLIGATIONS of the COMMISSION**

The Commission will provide a full ARB administration service from receipt of Complaint forms through to distribution of the hearing decisions, including, but not limited to:

- a. receiving Complaint forms from the Participant, acknowledging their receipt, setting up hearings, preparing and distributing Notices of Hearings, attending each hearing and distributing the decision.
- b. maintaining a Panellist pool sufficient to respond to the Participant’s requirements for Assessment Review Board hearings.
- c. annually providing the Participant with:
 - i. a list of Commission approved Panellists to be approved by the Participant as the designated pool of Panellists from which the Commission can draw from to fill its hearing needs;
 - ii. the name of the chair of the LARB and CARB;
 - iii. the name of the Assessment Clerk of the LARB and CARB.

- d. apprising the Participant of such information relevant and necessary for the performance of its legislated duties and responsibilities with respect to Assessment Review Boards.
- e. providing an Assessment Clerk at Assessment Review Board hearings, unless the Participant informs the Commission of its wish to provide its own Assessment Clerk.
- f. assisting the Panellists to prepare a written decision from each hearing and distributing the decision to the appropriate parties. *NOTE - The decisions, reasons therefore and the writing of the decision are the responsibility of the hearing panellists. The clerk will provide only administrative and clerical assistance to this function.*
- g. preparing, and distributing to the Participant, appropriate administrative and operating policies and procedures relating to Assessment Review Boards.
- h. annually meeting with the Panellists to review activities and ensure that the Panellists are current with respect to Assessment Review Board hearing information.

Panellist Nominations:

While it is the policy of the Commission to, wherever possible, draw its pool of panellists only from its members; from time to time the Commission may contact Participants seeking nominations of suitable individuals who may be appointed as potential Panellists so that an acceptable pool of accredited Panellists can be maintained. The determination of the Panellist pool rests solely with the Commission.

Should the Commission decide to accept the Participant's nominee, the Commission will contact the Participant's nominee to outline the requirements for being considered as a Panellist and inform the nominee of pending training and accreditation requirements and opportunities. Upon successful accreditation, the nominee will be entered on the Commission's Panellist pool registry as maintained by the Commission.

4. OBLIGATIONS of the PARTICIPANT

The Participant will cooperate with the Commission to ensure the smooth running of the Commission's ARB practices and procedures, including, but not limited to:

- a. at the commencement of each year of this agreement (and no later than the 15th of February of each year), the Participant will provide to the Commission its total parcel count as at the 1st of January of each year.
NOTE - This parcel count will be used to calculate the total per parcel fees due in accordance with Schedule "A" to this agreement.
- b. annually appointing the list of Commission Panellists, the name of the chair of the LARB and CARB and the name of the Assessment Clerk, provided to the Participant by the Commission each year. *NOTE - The Commission draws from only its own designated pool of Panellists to sit on Commission administered hearings.*
- c. providing to the Commission immediate notification by email when a completed Assessment Review Board Complaint has been filed with the Participant.
- d. for each complaint, promptly scanning and emailing the following to the Commission: (*IMPORTANT - Where the following documentation contains colour, the document should be scanned in colour.*)
- Assessment Review Board Complaint form
 - Assessment Complaints Agent Authorization form - if appropriate
 - Proof of payment of applicable complaint fee
 - All other documentation provided by the complainant accompanying the ARB Complaint form
 - Copy of the assessment notice or combined assessment/tax notice that is the subject of the complaint
 - Confirmation of the date that the complaint was received by the Participant and that the complaint was received within the deadline for submission of complaints.
- e. when requested by the Commission, providing a suitable meeting room for the Assessment Review Board hearing without charge to the Commission.

5. FEES and EXPENSES

Each year the Board will review the budget for Assessment Review Board services and will establish such fees as it deems appropriate. Annually, the Participant will be informed as to what the forthcoming year's fees will be. Effective at the commencement of this Agreement, these approved fees and expenses are as shown in Schedule "A" and they will remain in effect for the remaining years of this agreement unless changed by the Board.



The Commission will invoice each Participant for the applicable fees and expenses listed in Schedule "A" and the Participant will pay those invoices in a timely manner.

6. PARTICIPANT INFORMATION

All Participant information relating to the Assessment Review Board complaints is deemed the property of the Participant.

Other than for the proper functioning of the Assessment Review Board process, the Commission will not disclose or make known to any person the Participant information or any matter or thing which comes to the knowledge of or is disclosed to the Commission by reason of this Agreement and shall retain all such knowledge as confidential, unless the Commission is required by law, or is expressly authorized by the Participant in writing, to disclose or make known the knowledge.

Where Participant information, whether paper or electronic, is in the temporary possession or control of the Commission, the Commission will ensure the security and safety of all data and allow only authorized access to the Participant information.

7. TERMINATION

A Participant shall be entitled to terminate this agreement upon six (6) months written notice together with payment of the annual fees for the balance of the Term.

The Commission reserves the right to terminate this agreement upon twelve (12) months written notice to the Participant.

8. SURVIVAL

The provisions of this agreement, which by their context are meant to survive the expiry or earlier termination of this agreement, shall so survive for the benefit of the party relying upon the same.

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9. NOTICE

Whether or not so stipulated herein, all notices, communication, requests and statements required or permitted hereunder shall be in writing.

10. ASSIGNMENT

This agreement or any rights arising out of this agreement shall not be assigned by either party hereto without the other party's prior written consent, which consent shall not be arbitrarily withheld.

11. ENTIRE AGREEMENT

This agreement represents the entire agreement between the parties with respect to the subject matter hereof.

12. AMENDMENTS

This agreement can be modified, amended or assigned only by a written instrument duly executed by the parties.

IN WITNESS WHEREOF the parties hereto have executed this agreement by the hands of their respective, properly authorized officers, on their behalf.

THE COMMISSION: CAPITAL REGION ASSESSMENT SERVICES
COMMISSION

Per: _____, 2021
Authorized Signature Name Date

THE PARTICIPANT: _____
Name of Participant

Per: _____, 2021
Authorized Signature Name Date

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SCHEDULE "A"

TERM of AGREEMENT

The Term of this agreement is for the period from 1 January 2021 to 31 December 2021.

FEES and EXPENSES

The compensation payable by the Participant to the Commission for its performance of this agreement is as follows:

1. Annual Fees per Participant - Per Fiscal Year

- a. Core fee of \$800, plus;
- b. Per parcel fee of \$0.30, based on the number of Participant's parcels on file with the Commission as at 1 January of each year of the agreement.

2. Hearing Fees - Per Hearing

Assessment Review Board Hearing Fees are chargeable to the Participant for each hearing and depend on the services provided to the Participant for each hearing. Not all fees may be chargeable for every hearing.

- a. **Hearing Fees:** \$400 for each LARB.
\$400 for each CARB.
- b. **Panellist Fees:** \$200 per Panellist for each hearing day or part day and associated travel that do not exceed four (4) hours.
\$300 per Panellist for each hearing day or part day and associated travel that exceed four (4) hours.
- c. **Assessment Clerk:** \$650 for each hearing day or part day where the Commission provides an Assessment Clerk.

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3. Hearing Expenses

Travel and subsistence expenses are chargeable to the Participant for each hearing. These are based on the rates established from time to time by the Government of Alberta for its Boards, Agencies and Commissions.

COMMISSION'S SERVICE ADDRESS

The Commission's address for service of notices is:

Capital Region Assessment Services Commission
11810 Kingsway
Edmonton, Alberta T5G 0X5

Telephone: 780-451-4191
Email: info@crasc.ca

PARTICIPANT'S SERVICE ADDRESS

The Participant's address for service of notices is:

Name of municipality _____

Contact name _____

Address 1 _____

Address 2 _____

City _____

Postal Code _____

Telephone: _____

Email: _____

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Summer Village of Nakamun Park Request For Decision - (RFD) 2021-14

Meeting:	Regular Council
Meeting Date:	March 17th, 2021
Originated By:	Dwight Moskalyk, Chief Administrative Officer
Title:	MAP Compliance – Bylaw 2021-5 – Assessment Review Board Bylaw
Agenda Item Number:	6(b) – Business

BACKGROUND/PROPOSAL:

Page 32 of the Municipal Accountability Program (MAP) Review Report for 2020 details an area of legislative non-compliance in the municipality's procedural bylaw, and prescribes a remedial action. Specifically, the report outlines that the existing Assessment Review Board Bylaw (2010-3) does not include provisions for both Local AND Composite Review Boards, as required under the Act.

Administration has drafted a revised bylaw, Bylaw 2021-5, being a new Assessment Review Board Bylaw. A draft is attached for Council's consideration.

DISCUSSION/OPTIONS/BENEFITS/DISADVANTAGES:

Bylaw 2021-5 incorporates the required provisions of the MGA to ensure compliance and address the gap noted in the MAP Report (2020). In anticipation that Council will have, by the time this bylaw is reviewed, approved the new service agreement with Capital Regional Assessment Services Commission (RFD 2021-13, March 17th, 2021 Agenda), this bylaw also incorporates reference to this new service provider and this agreement (recall the we previously received this service from Lac Ste. Anne County).

Two questions council may have questions on are:

Difference between LARB and CARB: LARBs have jurisdiction over assessment complaints for assessment shown on an assessment notice for any residential properties with 3 or fewer dwelling units, farmland or a tax notice other than a property tax notice. CARBS address matter larger in scope, and generally any matter that is note under the jurisdiction of the LARB.

The Assessment Complaint Fee: This is established under the existing Fee and Charges Schedule Bylaw, and totals \$50 per complaint filing. This is also referenced and shown on the tax notice (along with other assessment appeal information).

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COSTS/SOURCE OF FUNDING (if applicable)

This is no cost arising specifically from passing this Bylaw. The cost of service provision for services detailed therein are covered by contract with the service provider which was addressed earlier by Council.

RECOMMENDED ACTION:

- a) That Council gives all required readings to, and passes, Bylaw 2021-5 as presented during the March 17th, 2021 council meeting.

Initials show support – Reviewed By:	CAO: <i>D. Moskalyk</i>
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**A BYLAW OF THE SUMMER VILLAGE OF NAKAMUN PARK, IN THE PROVINCE
OF ALBERTA, FOR THE PURPOSE OF ESTABLISHING ONE OR MORE
ASSESSMENT REVIEW BOARDS AND THE APPOINTMENT OF AN
ASSESSMENT REVIEW BOARD CLERK**

WHEREAS, PURSUANT TO Part 2 of the Municipal Government Act, being Chapter M-26 R.S.A 2000 and amendments thereto, Council may enact a Bylaw;

AND WHEREAS PURSUANT TO Part 11 of the Municipal Government Act, being Chapter M26 R.S.A 2000 and amendments thereto, the requirements and duties of Council and the municipality in providing for the establishment and operation an assessment appeals process within the municipality are set forth;

AND WHEREAS PURSUANT TO Section 454 of the Municipal Government Act, RSA 2000, c. M-26 and amendments thereto, a municipality must establish, by bylaw, both an Local Assessment Review Board and a Composite Assessment Review Board;

AND WHEREAS PURSUANT TO Section 456 of the Municipal Government Act, RSA 2000 c. M-26 and amendments thereto, a municipality is required to appoint a designated officer to act as the Clerk of the Assessment Review Boards having jurisdiction in the Municipality;

AND WHEREAS PURSUANT TO Bylaw 2019-5, as amended, being the Chief Administrative Officer and Designated Officers Bylaw, Council has assigned generally that the Clerk of the Assessment Review Boards for the municipality shall be a designated officer;

AND WHEREAS Council has, as it may do, arranged for the provision of Assessment Review Board and Clerk services through an external contractor holding a service agreement binding the parties to the performance of the required duties;

AND WHEREAS, the Council of the Summer Village of Nakamun Park deems it proper and expedient to pass such a Bylaw;

NOW THEREFORE the Council of the Summer Village of Nakamun Park, in the Province of Alberta, duly assembled, enacts as follows:

TITLE

1.0 This bylaw may be cited as "Assessment Review Board Bylaw"

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DEFINITIONS

2.0 In this Bylaw, the following definitions apply:

- a. **"Act"** means the Municipal Government Act, RSA 2000, c/ M-26 and amendments thereto;
- b. **"Assessment Review Boards" (ARB)** means either the Local Assessment Review Board (LARB) or the Composite Assessment Review Board (CARB);
- c. **"Assessment Clerk"** means an individual appointed pursuant to Section 456 of the Act who is accredited by the Municipal Government Board to act as the Clerk of Assessment Review Boards for the Municipality;
- d. **"Composite Assessment Review Board" (CARB)** means a board established pursuant to Section 454 of the Act to hear and make decisions on complaints referred to in Section 460.1(2) of the Municipal Government Act;
- e. **"Contracted Service Provider"** means the external purveyor engaged by the Municipality to perform the duties and actions of the Assessment Review Board and supporting services, including Clerk services; principally Capital Region Assessment Services Commission (CRASC), as engaged by contract;
- f. **"Council"** means the duly elected Council of the Summer Village of Nakamun Park;
- g. **"Local Assessment Review Board" (LARB)** means a board established pursuant to Section 454 of the Act to hear and make decisions on complaints referred to in Section 460.1(1) of the Municipal Government Act;
- h. **"Panelist"** means an individual who is accredited by the Alberta Municipal Government Board to hear complaints and who will be appointed to the Assessment Review Boards.
- i. **"Summer Village"** means the Summer Village of Nakamun Park.

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ESTABLISHMENT OF BOARDS

- 3.0 For the purposes of the Summer Village's assessment review and appeals process, Council hereby establishes the following Boards:
- (a) Local Assessment Review Board, and;
 - (b) Composite Assessment Review Board.

DUTIES

- 4.0 The Assessment Review Boards shall carry out all duties and responsibilities as set out in the Municipal Government Act and its regulations.

APPOINTMENT OF BOARD MEMBERS, CHAIR AND ASSESSMENT CLERK

- 5.0 All panelists and the Assessment Clerk serve at the pleasure of Council:
- a. Council shall annually appoint the list of Panelists, as provided by the Contracted Service Provider, and names of the Chair of the LARB and CARB, as well as the name of the Assessment Clerk provided to the Summer Village Council by the Contract Service Provider;
 - b. All Panelists and the Assessment Clerk may be removed by resolution of Council where, in the opinion of Council, removal is warranted.

FEES AND EXPENSES

- 6.0 Compensation payable to the Contract Service Provider for its performance, including annual fees, hearing fees, panelist fees and Assessment Clerk fees will be outlined in the approved and binding agreement between the Summer Village and Contract Service Provider.

FILING A COMPLAINT

- 7.0 In addressing a Complain:
- a. Upon receipt of an assessment complaint, the Summer Village shall provide to the Contract Service Provider a completed Assessment Review Board Complaint form and the supporting documentation in a timely manner, as received.
 - b. All complaints must be accompanied by the appropriate fee, as established by Council.

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RESCINDING OF PRIOR BYLAW

8.0 THAT Bylaw 2010-3, an existing Assessment Review Board Bylaw, is hereby rescinded with the passing of this bylaw.

COMING INTO FORCE

9.0 This Bylaw shall become effective when it has received third and final reading and has been signed by the Mayor and Chief Administrative Officer.

READ a first time this 17th day of March 2021.

READ a second time this 17th day of March 2021.

UNANIMOUS CONSENT to proceed to third reading 17th day of March 2021.

READ a third and final time this 17th day of March 2021.

SIGNED this 17th day of March 2021.

Mayor, Marge Hanssen

C.A.O., Dwight Moskalyk

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Summer Village of Nakamun Park Request For Decision - (RFD) 2021-15

Meeting:	Regular Council
Meeting Date:	March 17th, 2021
Originated By:	Dwight Moskalyk, Chief Administrative Officer
Title:	Draft Budget 2021 Discussions, Preliminary 3 and 5 year Plans
Agenda Item Number:	6(c) – Business

BACKGROUND/PROPOSAL:

Council discusses the budget annually ahead of final review and approval in April, or early May, along with the passage of the Tax Rate Bylaws etc. As a reminded, the municipality opts to have their budget deliberation during Q1 of the year as we are then aware of actual requisitions and expenses numbers which all tend to follow the provincial budget cycle.

The purpose of this item on the agenda is simply to give Council a snapshot of where we ended 2020, what our most current projections are for 2021 in terms of Capital and Operational Expenses, and to have an open discussion on any significant changes or projects that council wants to undertake in 2021 (the wish list) so that we can acquire pricing and build those estimates into the next budget presentation.

DISCUSSION/OPTIONS/BENEFITS/DISADVANTAGES:

The 3- and 5-year plans will be circulated during the meeting for Council's review. The figures are generally based on the projections approved last year, with amendments incorporated to account for new contract, services, requirements, departmental estimates, known special projects (for example the elections for 2021). The draft plans are also amended to address the noted non-compliance matter in the Municipal Accountability Program (MAP) Report – specifically the inclusion of the current year in the multiyear projections.

As a general (unaudited) summary of 2020 operational expenses:

The 2020 operational budget reports a sizable surplus of about \$12,700. This surplus is reflection of three main discrepancies in the budget: Council/Legislative Services was under budget \$6,800; we collected the Police Funding Requisition, but it will not be expensed until the following year so that shows as \$2,700 under budget; and, Common Services (Public Works) came in \$3,200 under budget.

In considering the 2021 adjustments we need to make, if any, given the above, Administration considers there to be a bit of room to adjust Common Services (we have had systemic surplus in that department for some time now), but we are not able to make cuts to the Police Requisition (in fact it will be increased this year, we believe), and we do not think a major adjustment in

22



Council is possible either (the 2020 savings was a result of fewer meetings due to COVID implications, and we anticipate to be back to normal operation by mid-year and face new costs do to post election training and conferences).

In terms of significant changes we have built into the 2021 proposed operating budget:

- Council: Minor Adjustment to account for fewer Q1 and Q2 anticipated meetings
- Administration: Add new Admin Contract Values
Add New Assessment and ARB Services Contract Values
Add New Insurance Premium Values
- Election: Add New Election Cost Estimates for Municipal and Senate Election
- Policing: Add Schedule Requisition Estimate (Level 2)
- Firefighting: Add new Contract Values, as negotiated
- Emergency: Minor Adjustments
- Common Services: Slight budget decrease, room for additional adjustment if needed.
- WILD WATER: Slight Adjustment Down – New Admin and Gov. Fee Calc.
- Waste Collection: No Change
- Municipal Planning: Slight Adjustment Down, Expect Fewer Development Permit Fees
- FCSS: No Change, Straight Requisition as per Agreement
- Recreation: Slight Decrease. Could be Room to Decrease More if Needed
- Reserve Accounts: As Per Existing Schedule, Could Make an Adjustment Here to Hold Costs Down.
- Special Projects: No Change, Same Library assistance for OPL

Overall, the draft operating budget is projecting a 7.8% increase in expenses, which is not unreasonable considering a significant increase in Administration Contract Costs, as discussed. This percentage also includes the cost of the elections 75% of which is covered by reserves or grants. Once adjusted for the elections we are looking at a 6% increase in expenses for 2021 – and we can probably run a very tight budget and bring that down to low to mid- 5%. Considering the major cost adjustments included in this budget Administration believes a range of 5-6% is realistic. We project a return to 2-4% annual increase in 2023.

As for Capital Projects:

We have adjusted the 2021 Capital project Listing to include the following:

- New Shop/Lot Development: Leave some in there, but probably defer action for a new council term mandate.
- Boat Launch: Finish any loose ends there in spring 2021.
- Dust Control: Allocate BTMG Funds for Any Dust Control Work Needed
- Road Rehabilitation: None Planned for 2021
- Drainage: Allocate some to the ditch work on Naka. Drive West, and Begin Year 1 of 4 For Drainage Rehabilitation in Naka. Drive East.

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MSP Project: Include Cost to Buy and Install the Speed Signs in spring 2021.
Equipment Purchases: None anticipated for 2021.

We maintain a healthy Grant and Capital Reserve, and even with projected reductions or restructuring of MSI in coming years we anticipate being able to complete several projects under the multiyear capital plan, including development and execution of a regular road rehabilitation schedule – alternating between areas every so many years. At the end of 2021 we project having a grant balance of \$167,000 and an additional \$220,000 in cash reserves. By the end of the five year plan we anticipate having nearly 100,000 in grant funds for the final year equipment purchases (if needed) and by then we should have nearly \$315,000 in cash reserves.

Questions for Consideration:

Is Council comfortable defending a 5-6% increase in expenses? If not, we can look at cutting reserves contributions for a few years, or make other cuts at Council's direction.

Are there any Capital Projects Council wants to accelerate, delay, add or remove?

Are there any areas of the Operating Budget that Council wants to reconsider or wants additional detail on.

COSTS/SOURCE OF FUNDING (if applicable)

The budget expenses will be balanced by income via grants, taxation, levies and revenues generated by the municipality. Details on the mill rates and other tax allocation metrics will be available for the April meeting.

RECOMMENDED ACTION:

- a) That Council accepts the discussion on the 3 and 5 year Capital Budgets as presented, and, if necessary, directs Administration to update the budget as discussed and return a final draft and resulting tax rate bylaws to the next meeting for review.

Initials show support – Reviewed By:

CAO: D. Moskalyk

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ALBERTA

MUNICIPAL AFFAIRS

*Office of the Minister
Deputy Government House Leader
M.L.A., Calgary-Hays*

Dear Chief Elected Officials:

I am writing to provide you with more information about Budget 2021, which my colleague, the Honourable Travis Toews, has tabled in the legislature. I would specifically like to provide you with details on the items in Municipal Affairs' Budget 2021 that affect municipalities the most.

To begin with, I am pleased to tell you that Municipal Affairs is investing more than \$1.7 billion overall to build stronger communities. Those funds will deliver important programs and services and will support effective governance and preserve public safety. I must also acknowledge that, as a result of several factors, including falling revenues and the ongoing costs of the COVID-19 pandemic, we need to reduce government spending in Alberta. Our goal is to do this while also continuing to provide significant infrastructure funding in the near term to support our economic recovery and help municipalities adjust to new levels of funding in future years.

Over the next three years, from 2021-24, as we all strive to live within our means, municipalities will receive about 25 per cent less in capital funding than they did in 2020-21. In real terms, that means Municipal Sustainability Initiative (MSI) capital funding will average \$722 million a year over that time. To support continued economic recovery and stimulus efforts, more of that funding will be made available up front, and less in subsequent years.

To help you adjust to a reduced average funding level, \$1.196 billion in MSI capital funding will be made available to municipalities and Metis Settlements in 2021, and \$485 million in each of the next two years. Additionally, municipalities and Metis Settlements will continue to receive the full \$30 million under the operating component of the MSI.

As you are aware, MSI was scheduled to conclude in 2021-22 and be replaced by legislated funding provided under the Local Government Fiscal Framework in subsequent years. Given the current circumstances and economic uncertainty, we are extending MSI for two years to stabilize provincial revenues before launching the Local Government Fiscal Framework in 2024-25. The baseline funding level for that first year of the LGFF will remain at \$722 million. We thank municipalities for understanding that this change was necessary to respond to the serious challenges we are all facing. The estimated 2021 MSI allocations are available on the program website.

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I am also pleased to advise you that Alberta expects to receive \$255 million in federal funding under the Gas Tax Fund (GTF). The estimated 2020 GTF allocations are available on the program website. Links to the program websites with the MSI and GTF allocations are provided in the transmittal e-mail accompanying this letter.

MSI and GTF program funding is subject to the Legislative Assembly's approval of Budget 2021. Individual allocations and 2021 funding are subject to ministerial authorization under the respective program guidelines. Federal GTF funding is also subject to confirmation by the Government of Canada. You should expect to receive letters confirming MSI and GTF funding commitments in April.

To help municipalities respond to the requirements of the *Alberta Senate Election Act* and *Referendum Act*, our government is making \$10 million available to support costs associated with operating Senate nominee elections and referendums in conjunction with local elections. This funding will be available under the Alberta Community Partnership program, increasing the total program budget to \$25.4 million.

I am happy to say that funding to support local public library boards will remain stable, helping those groups provide a vital resource to residents through this especially trying time. I am also pleased to report that, due to some great work from our staff at the Surface Rights Board to reduce the backlog of landowner claims, we will be able to save \$600,000 in our yearly operating expenses.

This has not been, by any means, an easy time for Albertans. We understand the challenges that communities will continue to face in the months and years ahead. We remain committed to providing sustainable levels of capital funding to support critical local infrastructure, promote economic development, and enable local governments to continue to deliver the programs and services that Albertans depend on.

As Albertans, we are no strangers to adversity. We have overcome challenges in the past and we will continue to do so. I look forward to working with all of you to ensure that Alberta overcomes today's challenges and shares in a bright and prosperous future together.

Sincerely,



Ric McIver
Minister

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ALBERTA
MUNICIPAL AFFAIRS

*Office of the Minister
Deputy Government House Leader
MLA, Calgary-Flays*

AR100314

Dear Chief Elected Officials:

This letter is to inform you of changes to the Government of Alberta's Disaster Recovery Program (DRP), which are in effect for DRPs that occur in 2021 and onward and are outlined in the 2021 Disaster Assistance Guidelines.

In response to the rising cost and frequency of disasters in Alberta, we have made changes to the DRP. These changes are intended to share the responsibility of disasters with all those who are impacted and to make the program more sustainable for future events. Changes will ensure that assistance is available for Albertans when they need it most.

While conditions for eligibility remain the same for qualifying applicants, the following cost-sharing arrangements and funding limits have been added to the program:

Local authority and private sector applicants (including homeowners)

We are implementing a 90:10 cost-sharing arrangement.

- DRP assistance is limited to 90 per cent of eligible disaster expenses, instead of 100 per cent.
- The remaining 10 per cent of eligible assistance will be subtracted from the amount payable to the applicant. No payment to the program will be required.

Homeowners only

We are implementing a funding limit of up to \$500,000 per homeowner application and a limit on assistance to one time per property.

- For disaster events that occur in 2021 onward, qualifying homeowner applicants will only be able to access DRP assistance once per property address. Financial assistance from the program will not be provided to future applicants who own property at the same physical location.

.../2

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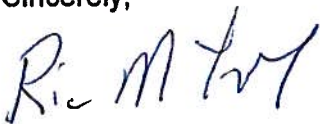
- The one-time funding limit is not cumulative. For example, if an applicant has received \$100,000 worth of assistance under the new policy, they would not qualify for any funding in the future.
- This change will not be applied retroactively. If a homeowner has received assistance before 2021, this does not count as meeting the one-time assistance limit.
- Homeowner addresses that receive DRP assistance will be posted online to the Government of Alberta website to provide transparency about DRP funding limits and up-to-date information for prospective homeowners, developers, and real estate professionals. The funding received stays with the property; therefore, a new homeowner would not be able to access disaster recovery funding for that same property in the future.

Being prepared improves individual and community resilience by lessening the impacts of disasters, shortening recovery time, and reducing economic disruption. Individuals and communities are encouraged to take measures to prepare for disasters and to look at ways of reducing their disaster risks. Learn how you can prepare for emergencies and disasters by visiting us at alberta.ca/emergency-preparedness.aspx.

Please refer to the enclosed information sheet for more information on changes to the Disaster Recovery Program and the Alberta Disaster Assistance Guidelines, or visit us online at www.alberta.ca/drp.

If you have any additional questions, please call 1-888-671-1111 or email drp.info@gov.ab.ca.

Sincerely,



Ric McIver
Minister

Attachment: Information Sheet

cc: Chief Administrative Officers

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Disaster Recovery Program Changes

Overview

The Disaster Recovery Program (DRP) provides financial assistance to qualifying applicants to help restore uninsurable property lost or damaged by a disaster to its basic, pre-disaster functional condition.

DRPs provide financial assistance as a last resort to assist those affected by a disaster.

Program changes

For DRPs that occur in 2021, the Government of Alberta has set homeowner funding limits and implemented cost-sharing mechanisms between the government and program applicants.

Why changes were made

The cost and frequency of disasters in Alberta are increasing, and the province needs a more sustainable approach to disaster recovery. By implementing a stronger framework to deal with emergencies and disasters, these changes help ensure the DRP can continue to be available for Albertans when they need it most.

Homeowner-funding limits

The province is implementing a homeowner funding limit of up to \$500,000 per application for eligible costs and a limit of one-time assistance per property, regardless of the transfer of ownership. The one-time funding limit is not cumulative, so if an applicant has received any amount of assistance under the new policy, they would not qualify for funding in the future.

Establishing a homeowner funding limit helps government reinforce the intent of the DRP, which is to contribute to a ready and resilient Alberta and be the payer of last resort. Homeowners may choose to opt out of receiving DRP assistance if they are able to cover damages on their own. This would allow their property to qualify for future assistance if a DRP is approved in their community and they meet the program qualification criteria at that time.

Limits to properties

- Limits to assistance are applied to the property address only, not the applicant.
- A new property owner will not qualify for DRP assistance if the previous owner already accessed the one-time funding limit.

Posting addresses online

- If a homeowner applicant accessed funding through a DRP for a disaster that occurred in 2021 and onward, the property address and legal land description will be posted on the Government of Alberta website. The post will indicate that the address (legal land description) is not eligible for future DRP funding.
- This will help prospective buyers and developers become aware of funding limits that apply to specific addresses.

90:10 cost-sharing

Cost-sharing mechanisms for municipalities and private-sector applicants are based on a 90:10 formula, where the province covers 90 per cent of eligible disaster costs and the applicant covers the remaining 10 per cent.

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What you can do as a community

The Alberta Emergency Management Agency encourages all Albertans and communities to:

- Purchase adequate insurance.
- Have reserve funds.
- Invest in mitigation and infrastructure maintenance.
- Restrict future property development in high-risk areas.

Living in high-risk areas

Albertans living in high-risk areas may experience a natural disaster of one kind or another. The Government of Alberta continues to provide DRP assistance to all qualifying applicants; however, homeowners living in high-risk areas are encouraged to consider relocating or mitigating risks to their properties.

Flood maps are available at <https://floods.alberta.ca/>.

Purchasing insurance

It is important for Albertans to become educated about their disaster risks and ensure they are adequately insured. There are more insurance options on the market now than ever before.

High-risk areas

Homeowners living in high-risk areas who are not able to access overland flood insurance are also subject to the cost-sharing and one-time funding limit.

Flood insurance

Financial assistance for disaster recovery continues to be available to eligible applicants to help cover costs related to uninsurable loss and damages. Albertans are advised to check with several insurance companies to compare policy coverage limits, exclusionary language (e.g. concurrent causation clauses), and premiums when purchasing any flood insurance.

Federal government disaster assistance

Since 2015, the federal government has significantly reduced federal support through the Disaster Financial Assistance Arrangements. This has increased the provincial liability for DRP costs. In addition to this, the federal government does not typically reimburse for repeat assistance in flood-prone areas.

Indigenous communities

The federal government continues to fund all eligible disaster-related costs on First Nations reserve land.

First Nations applicants living off reserve, as well as other members of Indigenous communities are eligible for the same benefits and limits as other Albertans applying to the DRP.

The 90:10 cost-sharing arrangements will also apply to Métis Settlement communities as it would for all other communities.

For more information

Online: alberta.ca/drp

Call us: 1-888-671-1111

Email: DRP.info@gov.ab.ca

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For more information: alberta.ca/drp

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Classification: Public

Alberta



3 March 2021

Impacts of Bill 48 *Red Tape Reduction Implementation Act, 2020 (No. 2)* on Subdivision and Development



In December 2020 several parts of Bill 48, the *Red Tape Reduction Implementation Act, 2020 (No. 2)* received Royal Assent. Bill 48 amended 12 pieces of legislation, including several sections of Part 17 of the *Municipal Government Act*, R.S.A. 2000, c. M-26, as amended (the *Act*). Portions of Bill 48 came in to effect 9 December 2020, and are discussed in this Note. On 2 June 2021 additional portions of Bill 48 will come in to force.

Bill 48 also impacts Parts of the *Act* related to offsite levies, subdivision and development appeal boards, regional services commissions, and disposal of Reserve lands.

A significant effect of Bill 48 is to repeal sections of the *Act* and group related sections together. For example, ss. 623 & 624 required a municipality to establish a subdivision authority and development authority, respectively, and limited who could be appointed as a development authority. In the December 2020 amendment to the *Act*, these sections have been combined in a revised s. 624 and does not restrict who can be appointed as a subdivision authority and development authority.

Previously, s. 639 required a municipality to adopt a Land Use Bylaw and s. 640 enumerated several items which could be included in a Land Use Bylaw. These sections have been combined in a new s. 640, which removed the specific items which a Land Use Bylaw may address. Section 640 now states:

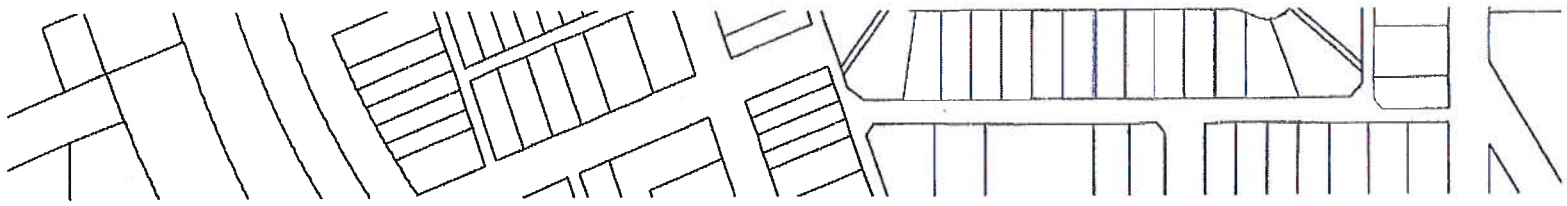
- (1.1) a Land Use Bylaw may prohibit or regulate and control the use and development of land and buildings in a municipality, including, without limitation:
- (a) imposing design standards,
 - (b) determining population density,
 - (c) regulating the development of buildings,
 - (d) providing for the protection of agricultural land, and
 - (e) providing for any other matter council considers necessary to regulate land use within the municipality.

Another significant change to the *Act* is in relation to land use appeals. Previously, all appeals of development permits and stop orders were to the local Subdivision and Development Appeal Board, ensuring local autonomy over land use decisions. Starting 9 December 2020, the Municipal Government Board (MGB) has authority to hear development permit appeals in addition to subdivision appeals, where there is a provincial interest.

Note, that on 2 June 2021, the MGB will be combined with three other boards, and become the "Land and Property Rights Tribunal (LRPT)".

The MGB (or LRPT) will continue to hear **subdivision appeals** where there is a Provincial interest under s. 678(2) of the *Act*, however it has an expanded jurisdiction to also hear appeals where the land:

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(C) is the subject of a licence, permit, approval or other authorization granted by the Natural Resources Conservation Board, Energy Resources Conservation Board, Alberta Energy Regulator, Alberta Energy and Utilities Board or Alberta Utilities Commission, or

(D) is the subject is the subject of a license, permit, approval, or other authorization granted by the Minister of Environment & Parks.

The MGB (or LRPT) will now hear **development permit appeals** where there is a Provincial interest, as outlined in s. 685(2.1) of the Act. The MGB will hear development permit appeals where the land:

(A) is within the Green Area,

(B) contains, is adjacent to, or within a prescribed distance of a highway, a body of water, a sewage treatment or waste management facility or a historical site,

(C) is the subject of a license, permit, approval, or other authorization granted by the Natural Resources Conservation Board, Energy Resources Conservation Board, Alberta Energy Regulator, Alberta Energy and Utilities Board, or the Alberta Utilities Commission, or

(D) is the subject of a license, permit, approval, or other authorization granted by the Minister of Environment & Parks.

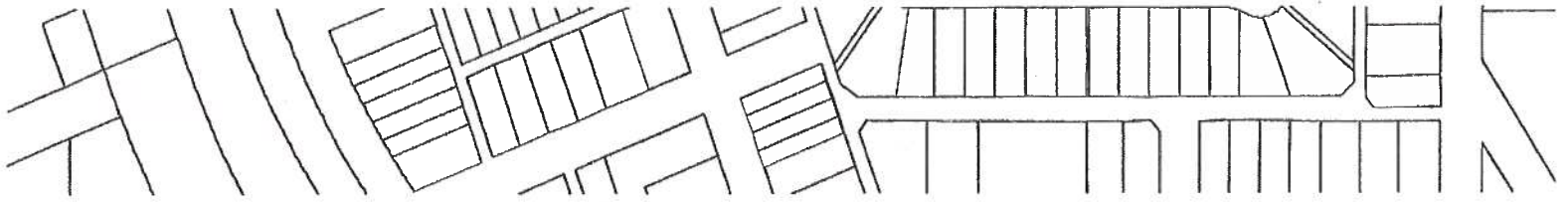
It is unclear how the subdivision and development authorities will determine if the land is subject to an authorization described above, specifically with regard to s. 678(2)(a)(i)(C) & (D) and 685(2.1)(a)(i)(C) & (D). With respect to an authorization from one of the above noted Boards, there is no unified listing of historic approvals. Further, if there is an approved pipeline or power line within a parcel of land, it is unclear if the appeal is made to the MGB or the local Subdivision and Development Appeal Board, as the references in (C) and (D) are to the **lands**, not the **project** and the subdivision or development permit application may be unrelated to the project which received Provincial authorization. We also note that there may now be a limited right of appeal for a development permit in a Direct Control District to the MGB.

These questions are important, as **s. 685(1.1) now requires the development authority to “state whether an appeal lies to a subdivision and development appeal board or to the Municipal Government Board” when issuing a development permit.**

The *Subdivision and Development Regulation*, AR 43/2002, has not been amended to provide a prescribed distance a highway, a body of water, a sewage treatment or waste management facility or a historical site for development permit appeals. At this time, **MPS recommends that the decision of the development authority refer development permit applications to the MGB when:**

- **the parcel of land is within the Green Area;**
- **the parcel of land is located within 300 metres of a highway right of way or 800 metres from the centre point of the intersection of two highways;**
- **the parcel of land is within the distance prescribed in ss. 12(3) or 13(3) of the *Subdivision and Development Regulation*, AR 43/2002.**
- **the parcel of land contains wetlands or a body of water; or**

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- the parcel of land has been assigned a Historic Resource Value by Alberta Culture, Multiculturalism, and Status of Women.

Amendments to ss. 678 and 685 of the Act present challenges for interpretation and uncertainty with regard to the appropriate appeal body. MPS hopes that the Minister will provide additional guidance to municipalities in the regulations.

Please contact either Jane or Kyle at MPS or your legal counsel if you have any questions about Bill 48.

Jane Dauphinee, Principal & Senior Planner
(780) 486-1991
j.dauphinee@munplan.ab.ca
Municipal Planning Services (2009) Ltd.

Kyle Miller, Planner
(780) 486-1991
k.miller@munplan.ab.ca
Municipal Planning Services (2009) Ltd.

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Town of Mayerthorpe

RECEIVED
JAN 26 2021

Report Title : NAKAMUN DAILY EVENTS
Report Range 11/1/2020 12:00 am to 11/30/2020 11:59 pm

Daily Event Log Report

Date: 2020/11/04

Group: TOWN OF MAYERTHORPE

Officer: DAWN, DWIGHT
Backup Officer:
Group: TOWN OF MAYERTHORPE
Event Start: 2020/11/04 0900 Event End: 2020/11/04 1030
Event: GENERAL PATROL
Location: NAKAMUN PARK
Specific Location: SUMMER VILLAGE
Notes: PATROLLED THE VILLAGE ALONG WITH CHECKING ON PROPERTIES, RADAR ON EAST SIDE OF VILLAGE

Total Group Events: 1 Total Time on Events: 0 Days 2 Hours 30 Minutes

Total Events By Date: 1

Date: 2020/11/21

Group: TOWN OF MAYERTHORPE

Officer: DAWN, DWIGHT
Backup Officer:
Group: TOWN OF MAYERTHORPE
Event Start: 2020/11/21 1800 Event End: 2020/11/21 1930
Event: GENERAL PATROL
Location: NAKAMUN PARK
Specific Location: SUMMER VILLAGE
Notes: QUIET EVENING IN THE VILLAGE, NO ONE OUT AND A BOUT, DID RADAR ON THE WEST END OF VILLAGE, BUT ONLY ONE VEHICLE PASSED BY

34

Total Group Events: 1 Total Time on Events: 0 Days 2 Hours 30 Minutes

Total Events By Date: 1

Date:

2020/11/24

Group:

TOWN OF MAYERTHORPE

Officer: DAWN, DWIGHT

Backup Officer:

Group: TOWN OF MAYERTHORPE

Event Start: 2020/11/24 1030

Event End: 2020/11/24 1200

Event: GENERAL PATROL

Location: NAKAMUN PARK

Specific Location: SUMMER VILLAGE

Notes: BIT OF TRAFFIC TODAY, RADAR ON BOTH ENDS OF THE VILLAGE BUT EVERYONE UNDER THE LIMIT. PATROLLED RESIDENCES

Total Group Events: 1

Total Time on Events: 0 Days 2 Hours 30 Minutes

Total Events By Date: 1

Total Report Events: 3

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Town of Mayerthorpe

Report Title : NAKAMUN DAILY EVENTS
Report Range 12/1/2020 12:00 am to 12/31/2020 11:59 pm

Daily Event Log Report

Date: 2020/12/04

Group: TOWN OF MAYERTHORPE

Officer: DAWN, DWIGHT
Backup Officer:
Group: TOWN OF MAYERTHORPE
Event Start: 2020/12/04 1030 **Event End:** 2020/12/04 1200
Event: GENERAL PATROL
Location: NAKAMUN PARK
Specific Location: SUMMER VILLAGE
Notes: PATROLLED THE SUMMER VILLAGE, RADAR ON BOTH ENDS OF VILLAGE, 2 VEHICLES THROUGH. CHECKED ONE ATV FOR DOCUMENTS

Total Group Events: 1 **Total Time on Events:** 0 Days 2 Hours 30 Minutes

Total Events By Date: 1

Date: 2020/12/10

Group: TOWN OF MAYERTHORPE

Officer: MCDOWELL, MADDY
Backup Officer:
Group: TOWN OF MAYERTHORPE
Event Start: 2020/12/10 0929 **Event End:** 2020/12/10 0932
Event: REPORT WRITING (CITATION)
Location: NAKAMUN PARK
Specific Location: PATROLLING SV NAKAMUN, RAN SUBJECT PLATE, AND EXPIRED APRIL 2014, MONTH'S PAST RENEWAL
Notes: Working on a Citation Report # A91249675R

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Officer: MCDOWELL, MADDY
Backup Officer:
Group: TOWN OF MAYERTHORPE
Event Start: 2020/12/10 0935 **Event End:** 2020/12/10 0935
Event: REPORT WRITING (CITATION)
Location: NAKAMUN PARK
Specific Location: PATROLLING SV NAKAMUN, RAN SUBJECT PLATE, AND EXPIRED APRIL 2014, MONTH'S PAST RENEWAL
Notes: Working on a Citation Report # A91249675R

Officer: DAWN, DWIGHT
Backup Officer:
Group: TOWN OF MAYERTHORPE
Event Start: 2020/12/10 1545 **Event End:** 2020/12/10 1700
Event: GENERAL PATROL
Location: NAKAMUN PARK
Specific Location: SUMMER VILLAGE
Notes: PATROLLED THE VILLAGE CHECK ON RESIDENCES, A FEW VEH'S THROUGH THE VILLAGE BUT NO ONE SPEEDING

Total Group Events: 3 **Total Time on Events:** 0 Days 2 Hours 18 Minutes

Total Events By Date: 3

Date: 2020/12/18

Group: TOWN OF MAYERTHORPE

Officer: DAWN, DWIGHT
Backup Officer:
Group: TOWN OF MAYERTHORPE
Event Start: 2020/12/18 1330 **Event End:** 2020/12/18 1500
Event: GENERAL PATROL
Location: NAKAMUN PARK
Specific Location: SUMMER VILLAGE
Notes: PATROL VILLAGE, MORE QUIET THAN USUAL TODAY, DIDN'T SEE ONE VEHICLE. JUST PATROLLED VILLAGE

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Total Group Events: 1 **Total Time on Events:** 0 Days 2 Hours 30 Minutes

Total Events By Date: 1

Date:

2020/12/22

Group:

TOWN OF MAYERTHORPE

Officer: DAWN, DWIGHT

Backup Officer:

Group: TOWN OF MAYERTHORPE

Event Start: 2020/12/22 0900

Event End: 2020/12/22 1030

Event: GENERAL PATROL

Location: NAKAMUN PARK

Specific Location: SUMMER VILLAGE

Notes: PATROL VILLAGE AND CHECK RESIDENCES BEFORE XMAS

Total Group Events: 1

Total Time on Events: 0 Days 2 Hours 30 Minutes

Total Events By Date: 1

Total Report Events: 6

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Town of Mayerthorpe



Report Title : NAKAMUN DAILY EVENTS
Report Range 1/1/2021 12:00 am to 1/31/2021 11:59 pm

Daily Event Log Report

Date: 2021/01/08

Group: TOWN OF MAYERTHORPE

Officer: DAWN, DWIGHT
Backup Officer:
Group: TOWN OF MAYERTHORPE
Event Start: 2021/01/08 1030 **Event End:** 2021/01/08 1200
Event: GENERAL PATROL
Location: NAKAMUN PARK
Specific Location: SUMMER VILLAGE
Notes: ALSO VERY QUIET HERE TODAY, PASSED ONE VEHICLE AS I PATROLLED THE VILLAGE WHILE CHECKING THE SECURITY OF THE RESIDENCES

Total Group Events: 1 **Total Time on Events:** 0 Days 2 Hours 30 Minutes

Total Events By Date: 1

Date: 2021/01/20

Group: TOWN OF MAYERTHORPE

Officer: DAWN, DWIGHT
Backup Officer:
Group: TOWN OF MAYERTHORPE
Event Start: 2021/01/20 1115 **Event End:** 2021/01/20 1230
Event: GENERAL PATROL
Location: NAKAMUN PARK
Specific Location: SUMMER VILLAGE
Notes: MAIN FOCUS WAS TO PATROL VILLAGE CHECKING RESIDENCES FOR ANY POSSIBLE DAMAGES TO HOMES OR FALLEN TREE'S. EVERYTHING WAS FINE FROM WHAT I SAW

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Total Group Events: 1 **Total Time on Events:** 0 Days 2 Hours 15 Minutes

Total Events By Date: 1

Date: 2021/01/30

Group: TOWN OF MAYERTHORPE

Officer: DAWN, DWIGHT

Backup Officer:

Group: TOWN OF MAYERTHORPE

Event Start: 2021/01/30 1530

Event End: 2021/01/30 1700

Event: GENERAL PATROL

Location: NAKAMUN PARK

Specific Location: SUMMER VILLAGE

Notes: PATROLLED THE VILLAGE CHECKING ON RESIDENCES FOR SECURITY. A FEW PEOPLE OUT AND ABOUT SNOWMOBILING AND ENJOYING THE COTTAGES BUT NO TRAFFIC, THAT WAS THE SAME EVERYWHERE IT SEEMS TODAY

Total Group Events: 1

Total Time on Events: 0 Days 2 Hours 30 Minutes

Total Events By Date: 1

Total Report Events: 3

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COUNTY'S ICF DEAL WITH THE TOWN OF MAYERTHORPE PROVES ELUSIVE

Town remains the sole outlier in the County's good-faith efforts to collaborate with its municipal neighbours.

Sangudo, Alberta, Thursday, February 25, 2021 – After two years of earnest efforts to find common ground with the Town of Mayerthorpe – and mere months away from the provincially-mandated deadline for such initiatives – a fundamental rift in fiscal policy threatens to derail the entire process. Simply put, the County finds the Town's arbitrary expectations of financial support unwarranted; unsustainable; irresponsible; and unnecessarily burdensome on the County and its ratepayers.

At risk is the County's final Intermunicipal Collaboration Framework, or ICF for short. ICFs are mandated by the Province as a way for neighbouring municipalities to share knowledge, combine resources and do more with less. All municipalities need to structure ICFs with their bordering neighbours, and the deadline for doing so is April 1, 2021.

Following 19 successful ICF outcomes with all other adjacent municipalities (17 completed and two pending), the sole outlier in the County's good-faith efforts to collaborate with its municipal neighbours is the Town of Mayerthorpe. It should also be noted that **Mayerthorpe is the one and only municipality that has attached a financial stipulation to its ICF negotiations.**

Ratepayers are advised to visit LSAC.ca/icf to get the facts on this consequential County matter and weigh in with insights of their own. The key points are as follows:

- Mayerthorpe is the County's only remaining municipal neighbour without an ICF at or near completion.
- To satisfy Mayerthorpe's conditions for the ICF, the County would have to pay considerably more for the Town's recreation facilities.
- Failure to enter into an ICF by April 1, 2021 may force the Town and County into binding arbitration, which generally results in a matter being split down the middle to appear equitable.
- Splitting the matter down the middle represents considerable financial gain for Mayerthorpe, and a stark loss to the County.
- The County's loss will mean less funding to more than 150 other local organizations, service reductions, a tax increase for County ratepayers, and a diminished capacity for the County to determine its own future.

It defies logic to suggest that the cost structure for Town facilities like the Aquatic Centre has increased several fold. This is the same swimming pool that existed last year and the year before. Regardless, it is wrong-headed for any municipality to think that the County should adjust its own tax rate to absorb that municipality's shortfalls.

"The Town expects us to increase OUR taxes during a time of financial hardship so that THEY can benefit from increased funding," stated Lac Ste. Anne County Reeve Joe Blakeman. "Such a complete abdication of responsibility is appalling, and underscores just how differently our two leadership teams view the present realities of Rural Alberta."

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MEDIA RELEASE: COUNTY'S ICF DEAL WITH THE TOWN OF MAYERTHORPE PROVES ELUSIVE
Town remains the sole outlier in the County's good-faith efforts to collaborate with its municipal neighbours.

The County continues to weather a perfect storm of continued economic downturn; provincial cost downloading and assessment model changes; uncollectable linear tax revenue; diminishing funding resources; and the financial impacts of COVID-19. As a result of these events, the County anticipates a total financial impact in excess of \$1,500,000 or approximately 5% of its operating budget.

County Council and administration have worked together to make difficult financial decisions in support of fiscal responsibility. These decisions include no changes to the County's salary structure, and a tax increase for 2021 as close to 0.0% as possible. In parallel to this lean and sustainable business model, **County residents** continue to provide hundreds of thousands of dollars in broad financial support to a spectrum of vital recreational, cultural and social programs and services throughout the region.

"In this time of unprecedented financial strain and austerity, the last thing we would do is further burden our ratepayers," shared Reeve Blakeman. "It is unfortunate that Mayerthorpe is experiencing viability difficulties, but when their solution is to shift its financial challenges onto the County, we're going to have a problem. This is just not right, and it will be to the detriment of everyone in the region...except perhaps Mayerthorpe in the short term."

"Transferring your financial burden onto your next-door neighbour is certainly not the spirit of the ICF," he continued. "From Council's perspective, Mayerthorpe has two options: accept the substantial financial funding provided to the Town and start to manage your affairs responsibly, or we say enough is enough and have a different conversation. If our administrations cannot see eye-to-eye on the fundamentals of sound governance, then perhaps it's time to talk about a single administration."

The Municipal Government Act allows for the amalgamation of two municipalities as a solution for creating long-term sustainable communities. Among other potential benefits, amalgamation could save money, provide more expertise, resolve intractable issues, reduce taxes, and give municipalities a stronger voice.

"If a municipality wants us to be their bank, then so be it," muses Reeve Blakeman. "But what does the bank do when you can't pay your mortgage? I think we all know the answer to this question."

Lac Ste. Anne County acknowledges the positive and participatory process it has experienced when working with the vast majority of its neighbours throughout the ICF process. Agreements are already in place, or close to completion, with all bordering municipalities – with the unfortunate exception of the Town of Mayerthorpe.

For more details on this evolving matter, please visit LSAC.ca/icf.

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