

Minutes of a Regular Council Meeting of Clearwater County, Province of Alberta, held June 27, 2017, in the Clearwater County Council Chambers in Rocky Mountain House.

CALL TO ORDER: The Meeting was called to order at 9:00 am by Reeve Alexander with the following being present:

Reeve:	Pat Alexander
Councillors:	Earl Graham
	John Vandermeer
	Kyle Greenwood
	Theresa Laing
	Jim Duncan
	Curt Maki
Staff:	
Chief Administrative Officer	Ron Leaf
Recording Secretary	Djurdjica (DJ) Racunica
Director, Agricultural Services & Landcare	
Manager, Operations	Matt Martinson
Manager, Infrastructure	Kurt Magnus
Project Technician, Public Works	Erik Hansen
Director, Public Works	Kate Reglin
Manager, Intergovernmental & Legislative Services	Marshall Morton
	Christine Heggart
Media:	
	Shaelyn Poteet
	Keanna Nelson
Delegation:	
	Allan Sunde
	Art Terpsma
	Mike Dott
	Craig Kolochuk

**AGENDA
APPROVAL:**

Additional verbal reports were added to Item H3 & I3 as follows:

- H3 – Councillor's Verbal Report from SRO
- I3 – in camera "Advice to Officials".

COUNCILLOR MAKI: That the June 27, 2017 Regular Meeting Agenda is adopted as amended.

239/17

CARRIED 7/0

**CONFIRMATION
OF MINUTES:**

1. June 13, 2017 Regular Meeting Minutes

COUNCILLOR GREENWOOD: That the Minutes of the June 13, 2017 Regular Meeting are adopted as circulated.

240/17

CARRIED 7/0

2. June 13, 2017 Public Hearing Minutes

COUNCILLOR DUNCAN: That the Minutes of the June 13, 2017 Public Hearing are adopted as circulated.

241/17

CARRIED 7/0

PUBLIC WORKS: 1. Maintenance Request on an Undeveloped Road Allowance

K. Magnus presented to Council that Administration received a work order request for a culvert replacement on an undeveloped road allowance, due to erosion around the culvert, between SW 01-37-05-W5M and NW 36-36-05-W5M. Consequently, the landowner was notified that Clearwater County does not perform maintenance on an undeveloped road allowance. A written request was subsequently submitted requesting Council's consideration of this request.

M. Morton responded to questions regarding culvert size and the natural cause of the culvert washout. Mr. Morton noted that there is no County policy that provides for maintenance on an undeveloped road allowance.

COUNCILLOR DUNCAN: That Council confirms no maintenance of undeveloped road allowances within Clearwater County; and, denies the request for culvert replacement on the undeveloped road allowance between SW 01-37-05-W5M and NW 36-36-05-W5M.

242/17

CARRIED 7/0

Keanna Nelson joined the meeting.

2. Crimson Lake Cottage Association Request for Special Tax

K. Magnus presented the Crimson Lake Cottage Association request to have two kilometers of road applied with SB 90 dust suppression. He noted that the last dust suppression application was in Spring of 2007 and that the current condition of the road will not allow any more patchwork to be completed.

Similar to the 2007 application, the Crimson Lake Cottage Association will pay for the dust suppression through a Special Tax. Mr. Magnus presented Bylaw 1027/17 Special Tax Bylaw, which allows for the deferral of the cost-share of the dust suppression over three years, beginning in 2018.

M. Morton responded to questions and explained procedure for applying dust suppression and noted that, to date, the County received notifications from 82% of property owners, favouring dust suppression application.

COUNCILLOR GRAHAM: That Council grants first reading of Crimson Lake Cottage Subdivision Road Special Tax Bylaw 1027/17.

243/17

CARRIED 7/0

COUNCILLOR MAKI: That Council grants second reading of Crimson Lake Cottage Subdivision Road Special Tax Bylaw 1027/17.

244/17

CARRIED 7/0

COUNCILLOR VANDERMEER: That Council considers granting third reading of Crimson Lake Cottage Subdivision Road Special Tax Bylaw 1027/17.

245/17

CARRIED 7/0

COUNCILLOR DUNCAN: That Council grants third reading of Crimson Lake Cottage Subdivision Road Special Tax Bylaw 1027/17.

246/17

CARRIED 7/0

INFORMATION: 1. CAO's Report

R. Leaf noted upcoming events scheduled at the end of June, including Graduation Ceremonies, Canada Day activities and that Clearwater County is scheduled to present to the Alberta Electoral Boundaries Commission on July 24 in Red Deer.

3. Councillor's Verbal Report

Councillor Greenwood presented a verbal SRO report from June 14.

Councillor Graham announced to Council that after serving for 13 years on Council that he will not be running this fall election.

COUNCILLOR VANDERMEER: That Council receives the CAO Report, Public Works Director's Report, Councillor Remuneration, Rocky Mountain Regional Solid Waste Authority Board April 06, 2017 meeting minutes, Clearwater Regional Fire Rescue Services Committee May 11, 2017 Meeting Minutes, Councillor's Verbal Report, and Accounts Payable Listing as information.

247/17

CARRIED 7/0

RECESS: Reeve Alexander recessed the meeting for a break at 9:24 am.

CALL TO ORDER: Reeve Alexander called the meeting to order at 9:30 am with the following people present: Councillors Graham, Duncan, Vandermeer, Laing, Maki and Greenwood; Ron Leaf, Christine Heggart, Penny Allen, Keanna Nelson, DJ Racuncia, and Tracy Haight.

**AGRICULTURAL
SERVICES &
LANDCARE:**

1. Rocky Agriculture Society – Ag Recreation Facility Committee

Allan Sunde and Art Terpsma, members of the Rocky Agricultural Society, presented their work in support of the development of a Ag. Recreation Facility on the County's north development lands.

Discussions took place regarding cost options of various building length requirements, public accessibility, available support groups, and contributed funding options from contractors who would like to see a finalized blueprint of the north development land area. Council directed administration provide a report regarding financial support options and other requirements for Council's consideration.

Reeve Patrick Alexander requested copies of the letters of support to be provided to Council.

COUNCILLOR GRAHAM: That Council receives the information from the Rocky Agriculture Society – Ag Recreation Facility Committee as presented.

248/17

CARRIED 7/0

COUNCILLOR VANDERMEER: That Council directed administration provide a report regarding financial support options and other requirements for Council's consideration.

249/17

CARRIED 7/0

IN CAMERA:

COUNCILLOR DUNCAN: That Council meets as a Committee of the Whole to discuss Item I2 – Labour: CAO Performance Evaluation in camera in accordance with Section 197(2) the Municipal Government Act and Section 39(1)(a) and Section 40 of the Freedom of Information and Protection of Privacy Act at 9:42 am.

COUNCILLOR MAKI: That the meeting reverts to an Open Meeting at 10:40 am.

250/17

CARRIED 7/0

DELEGATION:

1. Cartier Creek Subdivision

R. Emmons introduced the agenda item advising Council Cartier Creek delegation is requesting Council reconsider their December 13, 2016 decision "That Administration enforce Section 671(2) of the Municipal Government Act regulations concerning usage of the Municipal Reserve in the Cartier Creek Subdivision and encroaching developments in the Cartier Creek Subdivision Municipal Reserve be removed by July 31, 2017."

Mike Dodd presented a slideshow of rebuttal to the December 13, 2016 presentation "Encroachment on Municipal Reserve Clearwater County". Mr. Dodd provided photos and stated that the level of encroachment does not exist or is not as significant as previously presented to Council and that none of the encroachments cause a decrease in property values, limit scenic views or restrict public access to the Municipal Reserve.

Craig Kolochuk indicated his concerns with relocating infrastructure that encroaches on MR and asked that Council be reasonable and assess on item by item case and that "historical encroachments" be "grandfathered"..

COUNCILLOR VANDERMEER: That Council receives the information from the Cartier Creek Subdivision Delegation as presented.

251 /17

CARRIED 7/0

RECESS: Reeve Patrick Alexander recessed the meeting for a public hearing regarding Land Use Bylaw Amendment for Enforcement Provisions Bylaw 1023/17, held in the Clearwater County Council Chambers at 11:00 am.

CALL TO ORDER: Reeve Alexander reconvened the meeting at 11:06 am, with the following people present: Councillors Graham, Maki, Duncan, Vandermeer, Greenwood, and Laing; Ron Leaf, Christine Heggart, Kate Reglin, Rick Emmons, Keith McCrae, Dustin Bisson, Eleanor Pengelly, Tracy Haight, and DJ Racuncia.

PLANNING: **1. Bylaw 1023/17 Land Use Bylaw Amendment for Enforcement Provisions – Consideration of 2nd and 3rd Readings**

R. Emmons presented Bylaw 1023/17 to amend the Land Use Bylaw (LUB), identifying changes to include: "Violation Tag" now referred to as a "Municipal Tag"; and the second offence under section 5.10 "Penalty", the fine was adjusted from \$1,000.00 to \$1,050.00.

COUNCILLOR GRAHAM: That Council grants Second Reading of Bylaw 1023/17 Land Use Bylaw Amendment for Enforcement Provisions as amended.

252/17

CARRIED 7/0

COUNCILLOR MAKI: That Council grants Third Reading of Bylaw 1023/17 Land Use Bylaw Amendment for Enforcement Provisions as amended.

253/17

CARRIED 7/0

2. Cartier Creek Subdivision Encroachments

R. Emmons responded to questions regarding claims of legal case law regarding encroachment, indicating the MGA is clear on encroachment and that legal review indicated that the County's order to remove encroachments is within their jurisdiction to enforce.

COUNCILLOR VANDERMEER: That Council upholds the Dec 13/16 decision, as per Motion #403/16.

254/17

CARRIED 7/0

IN CAMERA:

COUNCILLOR VANDERMEER: That Council meets as a Committee of the Whole to discuss Item I1 – Labour: HR Outlook Consulting Group in camera in accordance with Section 197(2) the Municipal Government Act and Section 39(1)(a) and Section 40 of the Freedom of Information and Protection of Privacy Act at 11:19 am.

RECESS: Reeve Patrick Alexander recessed in camera for lunch at 12:10 pm.

CALL TO ORDER: Reeve Alexander reconvened in camera at 12:45 pm, with the following people present: Councillors Graham, Maki, Duncan, Vandermeer, Greenwood, and Laing; and Ron Leaf.

COUNCILLOR GREENWOOD: That the meeting reverts to an Open Meeting at 1:42 pm.

255/17

CARRIED 7/0

COUNCILLOR DUNCAN: That Council directs administration to coordinate an MASP workshop following Council meeting on July 11, 2017 and to contact the Town of Rocky Mountain House of a Joint Council Meeting of MASP.

256/17

CARRIED 7/0

ADJOURNMENT: **COUNCILLOR MAKI:** That the Meeting adjourns.
1:47 pm

257/17

CARRIED 7/0



REEVE


CHIEF ADMINISTRATIVE OFFICER