

Minutes of a Regular Council Meeting of Clearwater County, Province of Alberta, held July 22, 2014 in the Clearwater County Council Chambers in Rocky Mountain House.

**CALL TO ORDER:** The Meeting was called to order at 9:03 A.M. by Reeve Alexander with the following being present:

Reeve:	Pat Alexander
Councillors:	Curt Maki
	Jim Duncan
	Theresa Laing
	Kyle Greenwood
	John Vandermeer
CAO:	Ron Leaf
Recording Secretary:	Christine Heggart
Director, CPS:	Ted Hickey
Manager, Infrastructure:	Erik Hansen
Manager, Operations:	Kurt Magnus
Director, Corp Services:	Rudy Huisman
Staff:	Dustin Bisson
	Brad Welygan
Media:	Sarah Maetche
	Helge Nome
	Brittany Fong
	Brad Wisker

**AGENDA  
APPROVAL:**

Councillor Laing requested Council add an In Camera – Land Item – J3.  
Councillor Duncan requested Council add an Information Item– Headwaters I5.

**COUNCILLOR VANDERMEER:** That the July 22, 2014 Regular Meeting Agenda be accepted as amended.

**269/14**

CARRIED 6/0

**CONFIRMATION  
OF MINUTES:**

**1. July 8, 2014 Regular Meeting Minutes**

Councillor Duncan questioned whether the 2013 flood repairs reflected in Rhonda Serhan's report were for 2013 or 2014.

**COUNCILLOR DUNCAN:** That Council table the July 8, 2014 minutes approval to allow for clarification.

**270/14**

CARRIED 6/0

**MUNICIPAL:**

**1. Electronic Meetings**

Ron Leaf noted that a portion of the July 22, 2014 Council meeting is identified as being held via "electronic communications". Mr. Leaf provided background as to the reason for holding the meeting using electronic communications, and noted that section 199 of the Municipal Government Act and Council's Procedural Bylaw (954/12) anticipates the use of electronic communications as a means of holding a Council meeting or Council committee.

COUNCILLOR VANDERMEER: That Council accepts the information as presented.

**271/14**

CARRIED 6/0

Rhonda Serhan joined the meeting. Brad Welygan left the meeting.

**MUNICIPAL:**

**2. Council Meeting Date Changes**

Ron Leaf noted that Reeve Pat Alexander was recently appointed by Cabinet to the North Saskatchewan River Regional Plan, Regional Advisory Committee (RAC) and that the RAC will begin meeting at the end of July and with 21 meeting dates, there are several dates that conflict with Council's existing regular meeting schedule.

Reeve Alexander has asked that Council consider rescheduling three regularly scheduled Council meetings (Tuesday August 26, Tuesday September 9 and Tuesday September 23) moving each of the three meetings up one day to Monday August 25, Monday September 8 and Monday September 22.

COUNCILLOR GREENWOOD: That Council authorizes three regular Council meeting date changes – August 26 being moved up to August 25, September 9 being moved up to September 8 and September 23 being moved up to September 22.

**272/14**

CARRIED 6/0

**MUNICIPAL:**

**3. Highway 11/River Road Safety Concern**

Ron Leaf presented a letter from a County resident expressing concern with respect to the safety of the provincial intersection just west of the Highway 11 bridge over the North Saskatchewan River.

Mr. Leaf noted that concern regarding this intersection has been raised in the past and previous Councils have lobbied various Transportation Ministers over the year and recommended Council meet again with Alberta Transportation during the fall AAMDC convention.

Discussion took place regarding traffic counts, intersectional treatments, traffic impact assessment, speed reductions and previous applications that would have triggered the upgrades.

COUNCILLOR LAING: That Council directs that staff schedule a meeting for Council with Alberta Transportation Minister during the AAMDC fall convention.

**273/14**

CARRIED 6/0

Rhonda Serhan responded to question regarding the 2013 flood repair dates in the July 8, 2014 minutes identifying that the damages were incurred in 2013 but that the work would occur and be funded in the 2014 budget year

	COUNCILLOR MAKI:	That the July 8, 2014 Regular Meeting Minutes item C1 be removed from the table.
274/14		CARRIED 6/0
	COUNCILLOR DUNCAN:	That the Minutes of the July 8, 2014 Regular Meeting be accepted as presented.
275/14		CARRIED 6/0

PUBLIC WORKS:	<b><u>1. Proposed Isolated Access Road</u></b>
	<p>Erik Hansen presented a letter from Ken and Pam Wright of Bow Point Nursery requesting permission to construct an access road to the SE 29- 37 - 4 W5 for the purpose of accessing a residence. The request includes constructing approx. 425m of road, to an Isolated Access Road standard, along the east boundary of the property on the undeveloped portion of Range Road 4-4.</p> <p>Mr. Hansen responded to questions regarding isolated roads, the cost share component and noted that there are no existing roads in the queue for road to be built in 2014.</p> <p>COUNCILLOR MAKI:</p> <p>That Council approves the construction of the described access road under the provisions of the Isolated Access Roads Policy.</p>
276/14	CARRIED 6/0

<b>PUBLIC WORKS:</b>	<b><u>2. Chungo Road Re-Construction Tender Award</u></b>
	<p>Erik Hansen presented the results of the July 3, 2014 tender opening for the proposed re-construction of 2.1Km of the Chungo Road. He noted that the project includes a new alignment for a portion of this road utilizing in part a resource road accessing a well site and provided background information on the damages received during the 2013 floods.</p> <p>Mr. Hansen noted that three bids were received, with Lamb Enterprises (1996) Ltd. being the low valid bidder and that the cost for this project came in \$499,509.00 over the estimated amount of \$1,357,125.00.</p> <p>Mr. Hansen added that the project was approved for \$850,000.00 through the Disaster Relief Program (DRP) and \$507,125.00 through the Flood Recovery Erosion Control Program (FREC) and that staff submitted the revised project costs to the Province and is awaiting a response to determine if they will fund the shortfall.</p> <p>Discussion took place on re-tendering the project again for completion in 2015. Councillor Vandermeer noted he'd prefer the tender be awarded contingent on receiving provincial funding.</p> <p>Mr. Hansen responded to questions regarding traffic volumes, industry users, resource road funding, site occupation costs and engineers estimates.</p> <p>COUNCILLOR VANDERMEER: That Council approves awarding the Chungo Road Re- Construction tender to Lamb Enterprises (1996) Ltd, subject to</p>

receiving confirmation of additional funds from the DRP or FREC program, to fund the shortfall.

277/14

CARRIED 6/0

Erik Hansen and Kurt Magnus left the meeting.

**CORPORATE SERVICES:**

**1. Return on Investments**

Rudy Huisman provided an overview on the policies governing investment, including the Municipal Government Act and Council's County Investment Policy.

Mr. Huisman noted that the \$450,000 was budgeted in 2014 for investment income which represents a return of approximately 1% to 1.5% and that the County purchased a special three year GIC with a maximum investment of \$5 million at a rate of 3%. He added that investment income to the end of June is approximately \$300,000 and forecasted a return of 1.7% to 1.9%, exceeding the 2014 budget.

Mr. Huisman responded to question regarding investment service provider.

COUNCILLOR MAKI: That Council accepts the information as presented.

278/14

CARRIED 6/0

Rhonda Serhan and Rudy Huisman left the meeting.

**COMMUNITY & PROTECTIVE SERVICES:**

**3. Sale of Used CPO Vehicle**

Ted Hickey noted that the request from the Town of Penhold to purchase a 2008 Tahoe has been withdrawn as of this morning.

Mr. Hickey noted the County will dispose of the vehicle using traditional means.

COUNCILLOR GREENWOOD: That Council accepts the verbal report as information.

279/14

CARRIED 6/0

**INFORMATION:**

**1. CAO's Report**

Ron Leaf provided an overview of AAMDC industrial taxation position statement, the local road bridge program and the AAMDC scholarship program.

COUNCILLOR VANDERMEER: That the CAO's Report, Public Works Director's Report, Accounts Payable Listing and Councillors Remuneration be accepted as information.

280/14

CARRIED 6/0

**INFORMATION:**

**5. Headwaters**

Reeve Alexander presented the regional headwaters partnership information and meeting to take place on July 25, 2014 in Drayton Valley. He noted that

the regional group would discuss and address the specific needs in the headwaters area.

COUNCILLOR GREENWOOD: That Council authorizes Reeve Pat Alexander and Councillor Jim Duncan attendance at headwaters meeting taking place in Drayton Valley July 25, 2014.

281/14

CARRIED 6/0

Keith McCrae, Marilyn Sanders, Rick Emmons, Dan Spongberg and Frances Spongberg joined the meeting. Councillor Earl Graham joined the meeting by electronic communications (phone) which was broadcast through the Council Chamber speaker system.

PLANNING:

1. Third Reading of Bylaw 963/12

Marilyn Sanders presented the application for third reading of bylaw 963/12 for the redesignation of ±39.00 acres in Plan 3329-TR, Block 2, Lot 10, PT SW 23-39-08-W5M, from Agriculture District “A” to Country Residence District “CR” for the purpose of developing 13 residential parcels.

Ms. Sanders provided a legislative background noting that the subject lands fall within the Ferrier-Garth Area Structure Plan (ASP) and that an August 10, 2010 amendment to the ASP provided for the subject lands to be considered for future subdivision into Country Residence “CR” parcels.

Ms. Sanders noted that Council gave first reading to Bylaw 963/12 on July 24, 2012; that a subsequent public hearing was held on August 28, 2012; that a motion to grant second reading was carried 6-0 with Council passing a motion to require “*qualified engineering reports for both water and wastewater suitability prior to approving third reading*”; and, that legislation requires third reading of a bylaw to take place within two years after first reading (July 24, 2014).

Ms. Sanders added that the 2013 general election resulted in four incumbents being re-elected to Council, being Councillors Alexander, Graham, Vandermeer and Duncan. Only three of these members were in attendance at the public hearing for Bylaw 963/12 and as such quorum requirements cannot be met, and as a result staff requested and obtained a Ministerial Order for temporary approval to modify the Clearwater County Council quorum requirements. Ministerial Order L:136/14 granted by Greg Weadick, Minister of Municipal Affairs has been issued to allow Reeve Alexander, Councillor Graham and Councillor Vandermeer to consider third reading of Bylaw 963/12.

Keith McCrae provided an overview of the three engineering documents provided by the applicants, which demonstrated: sufficient groundwater for the proposed 13 lots and that water can be supplied without affecting existing wells; sewage disposal options; and any other development restrictions that may be necessary due to the soil or groundwater conditions.

Mr. McCrae noted that the engineers report identified that the in order for water to achieve quality for human consumption may require treatment and he noted that this issue can be addressed by the Municipal Planning Commission (MPC) through subdivision development regulation. He added that the applicant agreed to provide another well sample at the MPC stage.

Mr. McCrae also noted that a sandstone bedrock was identified in a few of the proposed lots, and that this information along with water will be provided to prospect purchasers.

COUNCILLOR VANDERMEER: That Council grants Third Reading to Bylaw 963/12.

282/14

CARRIED 3/0

Councillor Earl Graham, Marilyn Sanders, Dan Spongberg and Frances Spongberg left the meeting.

**PLANNING:**

**4. North Saskatchewan Regional Plan – Phase 1**

Rick Emmons presented an overview of the Provincial Government public consultation for the North Saskatchewan Regional Plan and the workbook being used to seek the publics' feedback on the Terms of Reference for developing the North Saskatchewan Regional Plan.

Mr. Emmons noted the workbook is available for Council to provide feedback on the proposed vision, outcomes, strategic directions, challenges and opportunities in the North Saskatchewan region, with a deadline of July 31, 2014.

COUNCILLOR DUNCAN: That Council accepts the information as presented.

**283/14**

CARRIED 6/0

Garth Ahlstrom and Ray Ahlstrom joined the meeting. Keith McCrae and Rick Emmons left the meeting.

**COMMUNITY &  
PROTECTIVE  
SERVICES:**

**1. Arbutus Hall Capital Grant Request**

Ted Hickey introduced Garth Ahlstrom and Ray Ahlstrom of the Arbutus Community Hall Board, who requested Capital Grant for Community Hall funding to complete restoration work.

Mr. Hickey provided an overview of the Arbutus Community Hall closure due to issues with water systems and water damage resulting in mold issues. He noted that the entire restoration project is estimated to be \$112,876.85 with an available Arbutus Community Hall Association contribution of \$22,900.00 – leaving a funding deficit of \$89,976.85.

Garth Ahlstrom noted that a new board has been formed and commented that a capital grant of \$50,000.00 would allow for enough restoration to get the entire hall up and operating. Ray Ahlstrom noted that the issue with mold has been addressed. Councillor Maki noted that the work completed to date is substantial and that the unique design can accommodate washroom use without access to the hall.

Garth Ahlstrom responded to question regarding how costs are being covered while the hall is not operational, noting personal and business donations as well as selling a shipping container. Garth Ahlstrom responded to question of capacity for hall usage noting weddings, funerals, dinner theatres and horse shoe tournaments.

Reeve Alexander noted the Capital Grant for Community Hall policy and the need to have additional information prior to the 2015 budget decision.

Discussion took place on whether the County can provide loans. Garth Ahlstrom responded to question regarding to community usage and noted the seven person board of directors as well as provided an overview of the cause of water damages to the hall.

Garth Ahlstrom and Ray Ahlstrom left the meeting.

COUNCILLOR MAKI: That Council funds the Arbutus Community Hall from the Capital Grant for Community Halls budget, in the amount of \$15,000.00.

**284/14**

CARRIED 6/0

Council encouraged the Arbutus Hall to submit another application in the fall for consideration during the 2015 budget.

Reeve Alexander recessed the Council meeting for a Public Hearing at 10:57 A.M.

Reeve Alexander reconvened the Council meeting at 11:26 A.M.

**PLANNING:**

### 3. Bylaw 990/14 Land Use Amendment

Council reviewed all information presented at the July 22, 2014 Public Hearing for an application to redistrict Plan 982 2931, Block 1, Lot 3 (Pt. SE 28-39-07-W5M), 2.28 acre parcel from Country Residence District "CR" to the Institutional District "P".

**COUNCILLOR VANDERMEER:** That Council grants Second Reading to Bylaw 990/14.

285/14

CARRIED 6/0

COUNCILLOR MAKI: That Council grants Third Reading to Bylaw 990/14.

286/14

CARRIED 6/0

**IN CAMERA:**

**COUNCILLOR GREENWOOD:** That Council meets as a Committee of the Whole to discuss Land items at 11:28 A.M.

287/14

CARRIED 6/0

Sarah Maetche, Brittnay Fong, Brad Wisker, Helge Nome, Keith McCrae, Kim Jakowski, Christine Heggart and Dustin Bisson left the meeting.

COUNCILLOR MAKI: That the meeting reverts to an Open Meeting at 11:59 A.M.

288/14

CARRIED 6/0

Sarah Maetche, Brad Wisker, Helge Nome, Christine Heggart, Ted Hickey, Barrie Shellian and Kevin Gagne joined the meeting.

**COMMUNITY & PROTECTIVE SERVICES:**

## **2. ESRD – Spreading Creek Fire Update**

Kevin Gagne provided background on the Spreading Creek Fire and described the surrounding areas age class distribution of trees and the gap in age groups of young and old trees.

Mr. Gagne noted that a lightning strike on July 4, 2014 ignited the wildfire and as the area fell under an existing prescribed burn, they managed the boundaries keeping in mind the values at risk in the area that needed to be protected.

Mr. Gagne noted that active management and suppression efforts have been underway from July 4, 2014 and continue, with issues arising including the need to close the provincial highways due to smoke and extreme fire behaviours. He added the location of containment lines and why those containment lines exist.

Mr. Gagne responded to questions regarding the age of the forest, the suppression efforts around Thompson Creek, the previous burn area, wildlife impacts, the structures protection plan, the current size of the wildfire and the classification, the cause of the fire and recreational users impacts.

Councillor Kyle Greenwood left the meeting.

COUNCILLOR MAKI: That Council accepts the Spreading Creek Fire update information as presented.

289/14 CARRIED 5/0

Councillor Kyle Greenwood joined the meeting.

Reeve Alexander recessed the Council meeting for lunch at 12:25 P.M.

Barry Shellian, Kevin Gagne, Sarah Maetche, Brad Wisker, Helge Nome and Christine Heggart left the meeting.

IN CAMERA:

COUNCILLOR MAKI: That Council meets as a Committee of the Whole to discuss Labour items at 12:50 P.M.

290/14 CARRIED 6/0

COUNCILLOR DUNCAN: That the meeting reverts to an Open Meeting at 1:57 P.M.

291/14 CARRIED 6/0

ADJOURNMENT: 1:58 P.M. COUNCILLOR LAING: That the Meeting adjourns.

292/14 CARRIED 6/0

  
REEVE

  
CHIEF ADMINISTRATIVE OFFICER