Minutes of a Regular Council Meeting of Clearwater County, Province of Alberta, held November 8, 2011 in the County Office at Rocky Mountain House.

CALL TO ORDER: The Meeting was called to order at 8:54 A.M. by Reeve Alexander with the

following being present:

Reeve: Pat Alexander Councillors: Earl Graham John Vandermeer Jim Duncan

Robert Bryant Dick Wymenga Case Korver Ron Leaf

Municipal Manager: Public Works Manager: Marshall Morton Construction Supervisor: Erik Hansen Recording Secretary: Christine Heggart Mountaineer: Jessica Jones

AGENDA APPROVAL:

> JIM DUNCAN: That the November 8, 2011 Regular

Meeting Agenda be accepted as

circulated.

423/11 CARRIED 7/0

CONFIRMATION OF MINUTES:

October 25, 2011 Regular Meeting Minutes

EARL GRAHAM: That the Minutes of the October 25, 2011

Regular Meeting be confirmed as

circulated.

424/11 CARRIED 7/0

October 25, 2011 Organizational Meeting Minutes

JOHN VANDERMEER: That the Minutes of the October 25, 2011

Organizational Meeting be confirmed as

circulated.

CARRIED 7/0 425/11

PUBLIC WORKS: Road Surfacing and Other Major Projects

> Marshall Morton asked Council wishes to confirm or Road Surfacing and Other Major Priority policy at their upcoming Agenda and Priorities meeting. This policy is used to establish surfacing priorities and the criteria to be used for establishing the road upgrade and paving schedule.

> Mr. Morton noted that staff wishes to begin the assessment and engineering of 2013 & 2014 road projects in early 2012 with the intent of tendering the 2013 projects in September/October of 2012.

> Staff responded to questions regarding ban free and 90% ban standards and associated costs.

> JOHN VANDERMEER: That Council approves adding the Road

Surfacing Policy to the December 6th

Agenda and Priorities agenda.

426/11 CARRIED 7/0 Marshall Morton, Erik Hansen and Brad Welygan left the meeting. Cammie Laird and Paul Prevost joined the meeting.

MUNICIPAL: 2. Brownlee LLP Emerging Trends Session

Ron Leaf noted that Brownlee LLP is again holding their Emerging Trends legal sessions on February 2 and 9 in Calgary and Edmonton, respectively. The deadline for registration is January 13, 2012.

DICK WYMENGA: That Council authorizes all Councillors to

attend the 2012 Brownlee LLP Emerging Trends session in either Calgary or

Edmonton.

427/11 CARRIED 7/0

MUNICIPAL: 6. Replacement of Unit 205 - Condor

Cammie Laird presented a request to replace unit 205, which experienced an unforeseen mechanical failure while responding to an emergency call. On route to a call, the unit experienced a mechanical failure and had to be shut down and removed from fleet. After inspection, it was recommended for a complete engine replacement.

Paul Prevost detailed the failed unit's history and the various options for repair or replacement of the unit. The Fire Committee reviewed options to replace engine, replace chassis and engine, replace with a new unit or replace with a demo unit and recommended the replacement with a demo unit, a 2008 Ford F550 American LaFrance.

CASE KORVER: That Council approves the purchase of

the 2008 Ford F550 American LaFrance unit with \$130,000 from the fire

equipment reserve.

428/11 CARRIED 7/0

Cammie Laird and Paul Prevost left the meeting. Tyler McKinnon and Diane Fingler joined the meeting.

MUNICIPAL: 3. AAMDC Request for Member Input

Ron Leaf presented a request from the Alberta Association of Municipal Districts and Counties (AAMDC) to pose questions to a panel of opposition party leaders at the upcoming Fall 2011 Convention. The panel is intended to be an opportunity to educate provincial government leaders on matters important to rural Alberta and engage with party leaders and hear their approach to key issues.

Mr. Leaf also provided a Provincial Opposition Party Municipal Policies Summary and discussed questions for the Alberta Liberal Party, including Municipal Sustainability Initiative (MSI) and Big Cities Charter. Mr. Leaf discussed questions for the Wild Rose Party, including the concerns of the inconsistencies in their messaging.

Mr. Leaf discussed questions for the Alberta Party, including farmland and financial inequities between urban and rural municipalities and his concerns with taking a look at linear and that revenue sharing does not get recognition. Council recommended adding an additional question regarding the use of innovation to help with bridge structures.

Mr. Leaf discussed questions for the New Democrat Party, and noted that they have no specific policies with respect to municipalities.

Council discussed Charter cities concept and directed that regarding Chartered Cities be included.

JOHN VANDERMEER: That Council accepts the questions as

amended and directs the CAO to forward questions to AAMDC's "Provincial Perspectives: Alberta's Opposition

Parties" panel.

429/11 CARRIED 7/0

MUNICIPAL: 4. Additional Council Appointment(s)

Ron Leaf noted that on review of the October 2011 Organizational meeting minutes, Council did not appoint the Chair or Vice Chair for the Development/ Subdivision/ Environmental Review Appeal Board (SDAB).

Pat Alexander and Dick Wymenga were appointed to the SDAB during Council's organizational meeting. Dick Wymenga nominated Pat Alexander for position of Chair.

No further nominations were received.

JIM DUNCAN: That Nominations for Chair and Vice

Chair for the Development/Subdivision/ Environmental Review Appeal Board

cease.

430/11 CARRIED 7/0

JIM DUNCAN: That Pat Alexander be appointed as

Chairman on the Development/ Subdivision/ Environmental Review

Appeal Board.

431/11 CARRIED 7/0

JOHN VANDERMEER: That Dick Wymenga be appointed as Vice-Chairman on the Development/

Vice-Chairman on the Development/ Subdivision/ Environmental Review

Appeal Board.

432/11 CARRIED 7/0

MUNICIPAL: 5. Nordegg Area Recreation Concept Plan

Tyler McKinnon proposed the development of a recreation concept plan for the Nordegg area. A recreation concept plan would outline what recreation activities could be developed in various areas around Nordegg, as well as how those activities would tie back into the Rocky – Nordegg Trail and Nordegg itself through access points.

Mr. McKinnon noted the plan would provide a guideline for future recreation use in the area around Nordegg and hopefully encourage the development of formal trail systems by the various user groups. Once the concept plan is in place, Alberta Sustainable Resource Development (SRD) will have the ability to conduct enforcement around use.

The estimated cost of developing this concept plan is \$9,800.00. SRD has noted a willingness to cost share 30-40% on this project (if funding is approved) and that they are able to provide mapping support for this project.

Staff responded to questions regarding the Saunders Alexo Node plan and that it will be complimentary to the Nordegg Area Recreation Concept Plan.

DICK WYMENGA: That Council reallocate up to \$10,000

from the Reeve's Economic Summit budget for the development of a Nordegg

area recreation concept plan.

433/11 CARRIED 7/0

MUNICIPAL: 6. Community Hall Capital Grant Funding Requests

Tyler McKinnon presented three requests for community hall capital funding from the Shilo Community Club, Leslieville Community Hall and Condor Community Centre.

Shilo Community Club requested \$4,950.51 retroactive funding towards the replacement of cedar shingles on the Shilo school.

Leslieville Community Hall requested funds for replacing the eaves on the west side of the building; replacing the kitchen and bar window closings; renovating the coffee area; and a new toilet bowl for the ladies handicap stall with 50% of the proposed work estimated to cost \$2,775.00.

Condor Community Centre requested \$25,000.00 to replace the hall heating system, which has failed. The estimated total expenses for this project are \$27,500.00. The requested amount exceeds 50% of the total cost, which would be \$13,750.

Mr. McKinnon noted that should Council choose to approve all three hall funding requests, the budget would be in deficit however would not impact the overall Community Services budget.

Council discussed the possibility of need for hall inspections and Council's philosophy on funding halls and scope of which halls to fund.

JOHN VANDERMEER: That Council approve \$4,950.51 capital funding

for the Shilo Community Club.

434/11 CARRIED 7/0

DICK WYMENGA: That Council approve up to \$3,000.00 capital

funding for the Leslieville Community Hall.

435/11 CARRIED 7/0

CASE KORVER: That Council approve \$25,000.00 capital funding

for the Condor Community Centre.

436/11 CARRIED 7/0

Terri Miller and Don Livingston joined the meeting. Tyler McKinnon left the meeting.

MUNICIPAL: 6. December 27, 2011 Council Meeting

Ron Leaf noted that Council's second regular meeting in December would normally be scheduled for December 27, 2011. However, this meeting date falls on a Christmas holiday as per Council policy.

DICK WYMENGA: That Council cancels their second regular meeting

in December, due to the Christmas Holiday.

437/11 CARRIED 7/0

MUNICIPAL: <u>1. Enforcement Delegation</u>

PUBLIC LANDS ACT

Don Livingston presented an update on the Public Lands Act (PLA) including the forest recreation Act being repealed and that the former Forest Land Use Zones (FLUZ) are now called Public Land Use Zones (PLUZ).

Mr. Livingston highlighted several changes in the PLA, including: penalties; appeal process; ability to close areas for up to 56 days; access permits; random camping limited to 14 days; hunting camps needing access permit for more than 14 days; and no random camping permitted within 1 km of Provincial campgrounds such as the Hummingbird and Eagle Creek.

Mr. Livingston responded to questions of enforcement, temporary closures are SRD responsibility (notifications and signage), the guardian positions are uncertain at this time and that both public and private campgrounds will still exist and be developed in PLUZs.

CLEARWATER COUNTY HIGHWAY PATROL – 3RD QUARTER REPORT

Terri Miller presented an update on Clearwater County Highway Patrol for the third quarter of the year. Ms. Miller noted that road use agreements numbers have increased significantly (Jan – Oct there were 1141) and single trip permits have also increased (1072) from last year.

Ms. Miller reviewed the Quarterly Incident Comparison for first three quarters of year and the violations summaries for first three quarters. She specifically noted the increase in overloads in North East of the County, the large number of Commercial Vehicle inspections and that speed and stop signs continue to be a problem.

JIM DUNCAN:

That Council accepts the Public Lands Act and Clearwater County Highway Patrol – 3rd Quarter Reports as information.

438/11 CARRIED 7/0

Bill Laidlaw, Percy Liepinitz and Mark Groves joined the meeting.

RCMP UPDATE

Councillors introduced themselves to RCMP officers.

Percy Liepinitz presented a summary of statistics for the Sundre detachment and their Community Plan initiatives of drug enforcement, youth and at risk interactions and impaired drivers. Mr. Liepinitz reviewed 3rd Quarter statistics for Clearwater County including a summary detailed crime, traffic infractions, collisions and missing persons.

Mark Groves presented a summary of statistics for the Rimbey detachment and the amount of overtime required to keep up with the long weekend traffic, oil and gas activity, and the spill off from the transient workforce issues, such as drunk driving and domestic abuse. Mr. Groves noted his detachment is targeting impaired driving, drugs and being involved in the youth in the community.

Mr. Groves further noted that crimes against persons have increased 169% since 2006, drugs increased 440%, gun related up 600% and his detachment is working with Province to get more resources in Rimbey area.

Bill Laidlaw reviewed the Clearwater County statistics, which showed an increase on crimes to persons, mischief, break and enters and drug trade.

Mr. Laidlaw noted that aggressive cocaine trade exists in the area, an increase in gang activities and a significant issue with 911 pocket dials and false alarms – all issues which are stretching RCMP resources.

Mr. Laidlaw noted the value of the school resource officer and proposed using 10% of time for adult education, such as recent charter efforts with businesses.

Discussion took place on legal alcohol limits and the impacts of impaired driving on the community.

RCMP HIGHWAY PATROL BUSINESS PLAN UPDATE

Terri Miller provided an update on the Highway Patrol (HP) Proposal including updated statistics for the area.

Discussion took place on the need for being proactive with enforcement and not only reactive.

Ron Leaf summarized comments that Clearwater County continues to lead district in fatalities and the need to maintain and eventually increase RCMP presence in our area, rather than consolidation elsewhere. Mr. Leaf noted that a meeting is scheduled with Superintendent Curtis Zablocki and Superintendent Gary Brine and also suggested requesting meeting with Solicitor General in January or February followed by a potential meeting at the Spring AAMDC meeting in March.

EARL GRAHAM: That Council accepts the RCMP and

Highway Patrol Updates.

439/11 CARRIED 7/0

BOB BRYANT: That the meeting recess for lunch at

12:10 P.M.

440/11 CARRIED 7/0

The Meeting reconvened at 1:15 P.M. with the same people present as noted at the beginning of the meeting excluding Marshall Morton and Erik Hansen and including Darlene Walter, Keith McCrae, Marilyn Sanders, Gary West, Chris Gilbertson, Ken Qually and Darren Bauer.

PLANNING: 1. First Reading of Bylaw 950/11

Keith McCrae presented application No. 10/11 to amend the Land Use Bylaw for the redesignation of 152.42 acres in the NE 33-38-07-W5 from Agriculture District "A" to Residential Estate District "RE" for the purpose of creating approximately 54 country residential parcels.

Mr. McCrae noted the applicable sections of the Municipal Development Plan within the agenda package and the history of the application.

The applicant Darren Bauer addressed concerns heard previously noting that a hydrologist report indicates the property can sustain 80 residential lots with a communal system. Mr. Bauer noted that market concerns aren't a concern to the developer as they have had interest without any marketing. Mr. Bauer further noted that the subdivision is close to pavement and other residential subdivisions, the soil testing is sent to Alberta Environment for wastewater system approvals and that they will try to mitigate concerns from the public as much as possible.

FIRST READING of Bylaw 950/11 was moved by Councillor Graham.

441/11 CARRIED 6/1

Darren Bauer, Gary West, Ken Qually and Chris Gilbertson left the meeting. Bill Thomas, John Fletcher and Barry Bowman joined the meeting.

PLANNING: 2. Third Reading of Bylaw 918/09

Application No. 08/09 to Amend the Land Use Bylaw to redesignate ±64.49 acres of the S½ NE 27-40-05-W5M from Agriculture District "A" to Country Residence District "CR" and Country Residence Agriculture District "CRA" to facilitate future subdivision to create additional country residential parcels.

Mr. McCrae provided an overview of the application site and history as well as the legal opinion received in regards to Councillor's eligibility to vote, which allows only the four Councillors present at the public hearing. Section 184 (a) of the Municipal Government Act states a councillor must abstain from voting on bylaw or resolution if the councillor was absent from all of the public hearing.

John Fletcher noted a consultant's report detailing flood plain areas, a geotechnical report and soil sampling for wastewater treatment options. The proposed lots 10, 11 and 12 are suitable for septic fields. Proposed lot 13 – mound or engineered treatment system would be suitable therefore all lots are serviceable.

Mr. McCrae noted the requested adjustment to the rezoning seeing lot 10, 8 and 7 being zoned CR and also adding an additional lot 16.

Murray Hagan and Ed Grose joined the meeting.

Mr. Fletcher answered questions regarding adjacent water wells and aquifer and the hatchery pond.

Mr. McCrae noted that internal roads, intersections and wastewater systems would be addressed at the subdivision stage.

Mr. McCrae responded to question about the amendment to the Schedule A of the bylaw and that bylaws may be amended by Council,

Discussion took place on the smallest lot size and that it meets the serviceability of lots of similar size.

THIRD READING of Bylaw 918/09 was moved by Councillor Bryant.

442/11 CARRIED 4/0

Bill Thomas, John Fletcher, Barry Bowman and Darlene Walter left the meeting.

INFORMATION: <u>1. Manager's Reports</u>

EARL GRAHAM: That the Public Works

Manager's Report, the Accounts Payable listing and the Municipal Manager's Report of November 8, 2011 be accepted

as information.

443/11 CARRIED 7/0

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IN CAMERA: 6. In Camera **EARL GRAHAM:** That Council meets as a Committee of the Whole for the purpose of discussing Employee Salary and Benefits Survey results and Nordegg 10 Year Capital Plan. 2:23 P.M. 444/11 CARRIED 7/0 Christine Heggart left the meeting. That the meeting reverts to an Open Meeting at 4:58 P.M. JIM DUNCAN: 445/11 CARRIED 7/0 **ADJOURNMENT**: JOHN VANDERMEER: That the Meeting adjourns. 4:59 P.M. CARRIED 7/0 REEVE MUNICIPAL MANAGER