

Minutes of a Regular Council Meeting of Clearwater County, Province of Alberta, held February 28, 2012 in the County Office at Rocky Mountain House.

**CALL TO ORDER:** The Meeting was called to order at 9:00 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
Municipal Manager:	Ron Leaf
Public Works Manager:	Marshall Morton
Corporate Services:	Murray Hagan
Recording Secretary:	Christine Heggart
Public Works Admin. Assistant	Kristine Hovdebo
Mountaineer:	Stu Salkeld
TIMS:	Darrell Philip
TIMS:	Brad Welygan

**AGENDA  
APPROVAL:**

Earl Graham asked to add a discussion regarding the upcoming FCM in conference in Saskatoon, as E8.

Ron Leaf asked to add an agenda item regarding a Special Council Meeting following public hearing on February 29, as E9.

BOB BRYANT:	That the February 28, 2012 Regular Meeting Agenda be accepted as amended.
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058/12	CARRIED 7/0
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**CONFIRMATION  
OF MINUTES:**

**1. February 14, 2012 Regular Meeting Minutes**

JIM DUNCAN:	That the Minutes of the February 14, 2012 Regular Meeting be confirmed as circulated.
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059/12	CARRIED 7/0
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**MUNICIPAL**

**9. Special Council Meeting**

Ron Leaf presented the request for a Special Council meeting on February 29, 2012 and referenced section 194 of the Municipal Government Act allowing for this meeting type. Mr. Leaf questioned whether Council would like to reconvene following the Meadow Ponds continuation of public hearing on February 29 or to reconvene at the next Council meeting on March 13, 2012.

PAT ALEXANDER:	That Council call a Special Meeting of Council on February 29, 2012.
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060/12	CARRIED 7/0
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**CORPORATE  
SERVICES:**

**1. County Operating Report**

Murray Hagan presented the County Operating Report to January 31, 2012.

Mr. Hagan noted that the net municipal tax revenue will show a significant negative variance until taxes are levied in May. At that time, the entire amount of anticipated revenue will be recognized, and the budget will be adjusted as appropriate.

Mr. Hagan also noted that the total operating expenses were \$487,083, which represents approximately 2% of the annual budget.

EARL GRAHAM: That Council accepts this report for information.

**061/12**

CARRIED 7/0

**CORPORATE  
SERVICES:**

**2. Borrowing Bylaw**

Murray Hagan presented a borrowing bylaw, which Council has passed annually to enable effective cash management and prudent investment practices.

Mr. Hagan recommended the maximum amount available for borrowing be \$5,000,000 which is consistent with prior years. Based on the 2012 operating budget, the County's borrowing limit is approximately \$56,900,000. The outstanding balance of the Westview Lodge loan at December 31, 2011 was \$4,715,432. This is the only debt currently carried by the County.

FIRST READING of borrowing bylaw 957/12 was moved by Councillor KORVER.

**062/12**

CARRIED 7/0

SECOND READING of borrowing bylaw 957/12 was moved by Councillor VANDERMEER.

**063/12**

CARRIED 7/0

PERMISSION for third reading of borrowing bylaw 957/12 was moved by Councillor WYMENGA.

**064/12**

CARRIED 7/0

THIRD READING of borrowing bylaw 957/12 was moved by Councillor GRAHAM.

**065/12**

CARRIED 7/0

Murray Hagan, Darrell Philip and Brad Welygan left the meeting.

**MUNICIPAL:**

**3. RCMP Management Review**

Ron Leaf discussed the Rocky detachment is undergoing a Managerial Review from March 5, 2012 through March 9, 2012 and noted that Bill Laidlaw requested a member of Council be involved in the County Administration component of the review. Councillor Korver will be interviewed as a member of the CCPAC. Mr. Leaf noted that he and Terri Miller were selected as the administration members to be interviewed.

Mr. Leaf noted that Reeve Alexander and Councillor Graham are out of Province during this time, and recommended that Council appoint another member to meet with Insp. Peter Puzka, who is the Review Leader.

Diane Fingler and Tyler McKinnon joined the meeting.

EARL GRAHAM: That Council appoint Bob Bryant to represent Clearwater County Council during the upcoming RCMP Management review.

066/12

CARRIED 7/0

**MUNICIPAL: 4. Proposed Amendment to Spring Resolution**

Ron Leaf presented the recommendation from the AAMDC Resolutions Committee proposing changes which they believe clarify the nature of the resolution to the delegates.

Mr. Leaf noted as the background material deals solely with provincial municipal relationship and provincial regulation the Committee believes that references to constitution are unnecessary and that the relationship be more clearly defined, in relation to extraction of natural resources or use of crownland for municipal purposes.

Council discussed the constitutional reference and background material.

BOB BRYANT: That Council accepts the recommended amendments and direct CAO to provide updated resolution to AAMDC.

067/12

CARRIED 7/0

**MUNICIPAL: 1. The Final Mile Rural Community Program**

Tyler McKinnon presented an overview of the previous Council discussion regarding the *Final Mile Rural Community Program* and the three options discussed at a previous meeting.

Mr. McKinnon noted staff followed up with Final Mile Program representatives from the Government of Alberta and local Internet Service Providers (ISPs) again and noted feedback was varied in terms of co-locating on County owned towers, with some stating they would rather Council select one vendor to support as a "preferred partner".

Mr. McKinnon recommended Council hire a third party consultant to recommend tower sites at an estimated costs of \$5,000.00 from the economic development budget.

Council discussed the existing coverage area and the differences with the east and west areas of the County.

Mike Haugen joined the meeting.

DICK WYMENGA: That Council approve up to \$5,000.00 for hiring a broadband infrastructure consultant to determine potential sites for new tower infrastructure.

068/12

CARRIED 7/0

**MUNICIPAL: 2. Red Cross Anniversary Invitation**

Tyler McKinnon presented invitation to the Red Deer branch of the Canadian Red Cross 95<sup>th</sup> anniversary of their Charter on Thursday March 1<sup>st</sup> in Red Deer.

The event is scheduled to begin at 6:30 pm at #105 - 5301 43 Street in Red Deer.

JOHN VANDERMEER: That Council approve attendance of Dick Wymenga at the 95<sup>th</sup> anniversary event for the Red Deer branch of the Canadian Red Cross on March 1, 2012.

069/12

CARRIED 7/0

**MUNICIPAL: 7. FCM Conference**

Earl Graham discussed the need for Councillors to discuss which sessions to attend. By consensus Council decided to discuss over lunch and provide a list of sessions to Christine Heggart to register Councillors.

Tyler McKinnon left the meeting.

**INFORMATION:** 1. Manager's Reports

Staff responded to questions regarding the reduction of MSI funding and three year block funding model as well as the cancellation of the winter gravel program and the program to be completed in the summer months.

JIM DUNCAN: That the Accounts Payable listing, the Municipal Manager's Report and Public Works Manager's Report of February 28, 2012 be accepted as information.

070/12

CARRIED 7/0

Ty Lund, Murray Hagan and Denniece Crout joined the meeting.

**IN CAMERA:**            7.      In Camera

EARL GRAHAM: That Council meets as a Committee of the Whole for the purpose of discussing a draft assessment policy, Provincial Education Requisition and Potential Land Development.  
9:45 A.M.

071/12

CARRIED 7/0

JIM DUNCAN: That the meeting reverts to an Open Meeting at 10:03 A.M.

072/12

CARRIED 7/0

Bill Laidlaw, Tom Meloche, Bob Schultz, Terri Miller, Stu Salkeld, Diane Fingler, Christine Heggart and Kristine Hovdebo joined the meeting. Murray Hagan and Denniece Crout left the meeting.

**MUNICIPAL:            5.       RCMP/ CPO Year End Report**

Council introduced themselves to RCMP members Tom Meloche, Bob Schultz and Bill Laidlaw.

Mike Haugen joined the meeting.

Mr. Laidlaw referenced the ongoing issues of crimes against persons and family violence associated with alcohol and responded to questions regarding break and enters and mischief crime statistics.

Mr. Laidlaw described the general investigation section (GI) role and the mentoring the junior staff that work on reports, preparing warrants, recruiting and maintaining files and noted the recent shut down of one major chop shop and marijuana grow operation in which they seized \$1.2 million of marijuana.

Bob Schultz described the GI role and the serious crime mandate background as well as the process for the recent grow operation take down. He noted the serious crimes unit and their support for search warrant and exhibits and equipment dismantling and removal from the community.

Mr. Schultz described a vehicle chop shop in the County and noted crimes against persons, including two upcoming murder trials.

Mr. Schultz responded to questions regarding the support teams incorporated as joint forces groups that come together to use their skill level and equipment resources, and proceeds from the grow operation and how equipment and materials are disposed of.

Mr. Schultz noted their participation with the criminal intelligence group for central Alberta and Mr. Laidlaw noted the upcoming RCMP management review.

Bill Laidlaw, Tom Meloche, Bob Schultz left the meeting. Marshall Morton, Murray Hagan and Erik Hansen joined the meeting.

Terri Miller presented the County Highway Patrol fourth quarter incidents statistics, including traffic complaints, rig checks, overloads, motor vehicle injuries, impaired and environmental protection.

Ms. Miller provided an overview of violation tickets issued, including spike in stop sign and seatbelt violations, alcohol in vehicles violations, no insurance violations, no permit violations and one house move violation.

Ms. Miller noted the increase in number of fracturing trucks with larger loads and responded to questions regarding oil and gas industry, overloads and overtime.

Mike Haugen responded to questions regarding the CCPAC bylaws and the need to pose questions to committee.

Rick Emmons joined the meeting.

Ms. Miller responded to questions of failing to stop for a police officer.

JOHN VANDERMEER:            That Council accepts the RCMP and CPO reports as information.

**073/12**

**CARRIED 7/0**

Rob Dewling, Roy Henrie, Ferdie Artzen, Norman Wandler, Lee Chambers, Roxane Laslo, Ken Qually, Dennis Ross, Charlie Whitesell, Marianne Cole, Kimberly Hunke, Jordan Riddell, Gerry

Laslo, Laurie LaRose, Lenore Woitas, Melissa Rowe-Lyle, Maureen HeighdeValle, Ron Webster, Donna Nicholson, John Velman, Anette Chambers, Kim Freeman, Neil Ratcliffe and Bill Riddle joined the meeting.

**MUNICIPAL:            6.       Ferrier-Garth Delegation**

Councillor Alexander noted the timeframe for the delegation.

Arthur Hunke provided a background on the Ferrier Garth subdivisions and discussed the investment in the area and that thesewage lagoon development would devalue properties. He summarized concerns as: potential to diminish land sales in Ferrier, odour, loss of investment, no public input, and noted the highly populated area with over 150 homes in three mile radius.

Ferdie Artzen provided a background on the location of his property, between the proposed runoff and Prentice Creek. Mr. Artsen noted most citizens live east of town and that Prentice Creek is a small creek with negligible flow and questioned the opportunity to revisit a joint facility with Town. Mr. Artzen further noted concern with discharge of effluent into fish bearing creek with low flow and potential for unintended discharges.

Roxane Laslo resident of Ferrier area, noted her concern with the process and that she understands the need for a sewage treatment plant. Ms. Laslo noted concern with the site selection process, selection criteria and proposed development of a site selection committee with representation from across the County. Ms. Laslo noted that the proposed location for wastewater treatment facility is not in alignment with the original intent to keep acreages and farming in separate areas and noted the right to enjoy amenities afforded in the Municipal Government Act.

Charlie Whitesell, resident of Ferrier area, noted he wished the open house and plans were laid out before the studies were undertaken and that technology can be used wherever the site is located. Mr. Whitesell noted alternate location of north of the landfill and east of the airport and that cost of hauling would not be a big expense, compared to travel to Nordegg or Sylvan. Mr. Whitesell noted if the Town is not interested in joint facilities, pipelines do not enter into the picture and asked Council to put a hold on the application and look at other sites, as they are away from the people.

Arthur Hunke read a letter and petition with 100 signatures, on behalf of the Ferrier area residents. He noted the groups opposition to the close proximity, need for more acceptable site, effect on properties, devaluation of homes, long-term noise, smell of sewage, ruined recreation area, prentice creek runoff concerns and asked Council to consider other options. Mr. Hunke noted the understanding of need for the facility and stated that feasible placement would be either with the Town's site or near the landfill.

Mr. Artzen noted concern with impact on the creek and wildlife in the area and the delicate ecosystem and doesn't want a "Ponoka type" issue occurring and asked that Council investigate a joint facility with Town.

Case Korver commented on the proximity to residents being more than a kilometre away as well as the proximity of the Town's lagoon to residents.

Mr. Hunke added that the Town grew around the lagoon and residents of Ferrier are in the opposite position.

Ms. Laslow noted co-locating with the Town is only one option to consider along with several other recommended location and encouraged Council to review site selection criteria.

Councillor Alexander noted Council looked at several sites and will continue to investigate. Reeve Alexander noted that the County needs a spot for the

wastewater treatment facility and that further review will extend their timelines which will also affect people. Mr. Alexander noted the considerable conversation occurred with the Town regarding their current site, and that the County needs to deal this issue in a timely manner.

BOB BRYANT: That Council accepts the Ferrier-Garth delegation presentation as information.

**074/12**

CARRIED 7/0

Bob Bryant and Earl Graham discussed the upcoming Alberta Library Conference.

DICK WYMENGA: That Council authorizes Bob Bryant and Earl Graham to attend the 2012 Alberta Library Conference in Jasper.

**074/12**

CARRIED 7/0

JIM DUNCAN: That the meeting recess for lunch at 11:25 A.M.

**075/12**

CARRIED 7/0

The Meeting reconvened at 1:13 P.M. with the same people present as noted at the beginning of the meeting excluding Murray Hagan, Darrell Philip and Brad Welygan.

JOHN VANDERMEER: That the meeting recess for a public hearing at 1:14 P.M.

**076/12**

CARRIED 7/0

The Meeting reconvened at 1:27 P.M. with the same people present as noted at the beginning of the meeting excluding Murray Hagan, Darrell Philip and Brad Welygan and including Marilyn Sanders and Keith McCrae.

**PLANNING:**

**1. Public Hearing – Bylaw 953/11, Heimbecker**

Council reviewed the information from the public hearing regarding the the redesignation of 15.00 acres ± described as a portion of Plan 912-3235, Block 1, Lot 1, PT SE 24-39-08-W5 from Country Residence Minor Industrial District “CRMI” to Country Residence Agriculture District “CRA” for the purpose of consolidating the land with Plan 102-5940, Block 3, Lot 8.

SECOND READIND of bylaw 953/11 to redesignate 15.00 acres from Country Residence Minor Industrial District “CRMI” to Country Residence Agriculture District “CRA” was moved by Councillor GRAHAM.

THIRD READIND of bylaw 953/11 to redesignate 15.00 acres from Country Residence Minor Industrial District “CRMI” to Country Residence Agriculture District “CRA” was moved by Councillor BRYANT.

**077/12**

CARRIED 7/0

EARL GRAHAM: That the meeting recess for public hearing at 1:29 P.M.

**078/12**

CARRIED 7/0

The Meeting reconvened at 1:39 P.M. with the same people present as noted at the beginning of the meeting excluding Murray Hagan, Darrell Philip and Brad Welygan and including Marilyn Sanders and Keith McCrae.

**PLANNING:                    2.        Public Hearing – Bylaw 955/12, Muzzo**

Council reviewed the information from the public hearing Bylaw 955/12 to Cancel a Plan of Subdivision Plan 942-3432, Block 1, Lot 1, PT NE 01-35-05-W5.

SECOND READIND of bylaw 955/12 to Bylaw 955/12 to Cancel a Plan of Subdivision Plan 942-3432, Block 1, Lot 1, PT NE 01-35-05-W5 was moved by Councillor GRAHAM.

**079/12** CARRIED 7/0

THIRD READIND of bylaw 955/12 to Bylaw 955/12 to Cancel a Plan of Subdivision Plan 942-3432, Block 1, Lot 1, PT NE 01-35-05-W5 was moved by Councillor VANDERMEER.

**080/12** CARRIED 7/0

Councillor Alexander discussed the Husky 40<sup>th</sup> anniversary and their intention to partner with a community group, and Ron Leaf noted the scope of projects needs to be determined in order to provide suggestions of appropriate partnership opportunities.

Char Newby and Lauren Newby joined the meeting.

**PLANNING:                    3.        First Reading of Bylaw 956/12, Newby**

Marilyn Sanders presented an application to amend the Land Use Bylaw for the redesignation of 22.66 acres described as Pt. NE 33-36-06-W5 from Agriculture District "A" to Intensive Agriculture District "IA" for the purpose of separating Deep Creek Honey Company Ltd. from the remainder of the quarter section.

Ms. Sanders noted the land is used for a commercial greenhouse as well as a honey/ bee farm and in order to continue to operate and expand their business a separate title is needed.

FIRST READING of By-law No. 956/12 to amend the Land Use Bylaw for the redesignation of 22.66 acres described as Pt. NE 33-36-06-W5 from Agriculture District "A" to Intensive Agriculture District "IA" was moved by Councillor VANDERMEER.

**081/12** CARRIED 7/0

**IN CAMERA:                7.        In Camera**

EARL GRAHAM:	That Council meets as a Committee of the Whole for the purpose of discussing a draft assessment policy, Provincial Education Requisition and Potential Land Development. 2:09 P.M.
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**082/12** CARRIED 7/0

Christine Heggart, Kritsine Hovdebo, Stu Salkeld and Diane Fingler left the meeting.

BOB BRYANT:	That the meeting reverts to an Open Meeting at 4:29 P.M.
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**083/12**

CARRIED 7/0

**ADJOURNMENT:** CASE KORVER:  
**4:30 P.M.**

That the Meeting adjourns.

CARRIED 7/0

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REEVE

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MUNICIPAL MANAGER