

MUNICIPAL DISTRICT OF BIGHORN NO. 8

Minutes of the Regular meeting of Council held at 9:00 a.m. on Tuesday, July 12, 2011 in the Council Chambers, MD office, with the following persons present:

COUNCIL:

DENE COOPER	REEVE
ERIK BUTTERS	DEPUTY REEVE
REID THOMAS	COUNCILLOR
CAROLYN MONTGOMERY	COUNCILLOR
PAUL RYAN	COUNCILLOR

ADMINISTRATION:

MARTIN BUCKLEY	CHIEF ADMINISTRATIVE OFFICER
GREG BIRCH	ASSISTANT MUN. MANAGER
KATHERINEVAN KEIMPEMA	DIRECTOR OF FINANCE
NATALIE GERMANN	EXECUTIVE ASSISTANT

CALL TO ORDER

Reeve Cooper called the meeting to order at 9:00 a.m.

A. APPROVAL OF AGENDA

Moved by Councillor Thomas that the July 12, 2011 agenda be adopted with the following amendments:

- | | |
|------------------------------------|---|
| - Business Arising Item D.1 | Notice of motion |
| - Business Arising Item D.2 | Terms of Reference, Construction Contract Compliance Audit of the Exshaw Water System |
| - New Business Item H.18 | Move Information Item J.13, Alberta Recycling Conference Attendance, to New Business |
| - In Camera Item K.3 | Land |
| - In Camera Item K.4 | Personnel |

CARRIED

B. MINUTES

1. **Moved** by Deputy Reeve Butters that the June 14, 2011 Council meeting minutes be approved as amended:
 - On page 2, correct Councillor Montgomery's report to indicate "only one member of the MDP Steering Committee attended that meeting."
 - On page 2 – In Reeve Cooper's report, change the last sentence in paragraph 1 to read "...a safety assessment of Highway 1A..."
 - On page 2 – In Reeve Cooper's report, second paragraph, add an "s" to Blake Richards' name.
 - On page 6 Item 16 - insert the Notice of Motion Councillor Ryan read into the minutes.
 - On page 6, first bullet under I. Enquiries of Administration from Council, change to read "...but had not received the decision yet. He...."

CARRIED



Reeve Cooper called mtg. to order at 9:00 am.

R:179/11
Agenda adopted as amended.

R: 180/11
Council minutes approved as amended.

C. COUNCILLOR'S REPORTS

- Councillor Ryan reported he made presentations on behalf of the Southern Alberta Energy from Waste Alliance (SAEWA), to the City of Lethbridge, Drumheller Regional Waste Commission and Rocky View County. The Councillor's travel costs were covered by SAEWA. SAEWA will also be meeting with a proponent of a large landfill in southern Alberta. SAEWA's engineers will be wrapping up the solid waste analysis project at the end of September. A general meeting is planned for August 26th, to which member municipalities will be invited.

Councillor Ryan also attended a CAAMD&C function with the CAO where he spent the day golfing with a Councillor from Mountain View County. He recommended other Councillors participate at the next function as it is an excellent way to spend the day discussing issues with other municipal representatives.

- On June 30th, Councillor Montgomery attended a meeting with the CAO and Reeve regarding the upcoming inter-municipal meeting with Canmore and the Service Agreement negotiations with the Town.

A Legacy Trail meeting was held on July 4th, which included MP Blake Richards, Minister of Tourism Parks & Recreation Cindy Ady, MLA Janis Tarchuk, representatives from Alberta Transportation, the mayors of Banff and Canmore, and Banff National Park. The meeting dealt with the location of the existing Canmore/Harvie Heights Trail connection to the Legacy Trail; the M.D.'s trail issues, which included parking, washrooms, safety and funding, were also discussed. Councillor Montgomery said she wanted to be clear that the MD would not commit any financial support until certain issues were cleared up.

TransAlta hosted the Reeve, the Assistant Municipal Manager and herself at the Calgary Stampede on July 11th.

- Deputy Reeve Butters has been attending the Agricultural Services & Environmental Advisory Board (ASEAB) meetings where the committee has been going through the Regional Advisory Council's Advice to the Government of Alberta for the South Saskatchewan Regional Plan. The ASEAB will be bringing forward its recommendations on a response to the Advice, for Council consideration.
- Councillor Thomas attended two Streets and Roads Committee meetings and noted the Three-Year Work Plan draft, prepared by the Operations Manager would be helpful going forward.

He also attended 2 Bow Valley Regional Housing Committee meetings – one regular meeting and one special meeting. The special meeting was held to discuss a proposal for housing for the homeless in Banff. The committee will not proceed on this proposal due to a time constraint and a lack of information.

The lodge extension/renovation is moving along well.

The Councillor said a meeting to negotiate the West Jumpingpound annexation with Councillor Rick Butler of Rocky View County and Rocky View's Planning staff went well.

Councillors Ryan and Thomas held a Municipal Excellence Committee meeting where Councillor Ryan was appointed Chair.

- Reeve Cooper has requested a meeting with Altalink regarding an investigation into a 2007 power outage that was never followed up on. The Reeve said continuous reliable service in the Bow

Corridor is essential for investment.

The Reeve expanded on Councillor Montgomery's report regarding the Legacy Trail adding that it is clear that, regardless of the selected route, the connector for the Legacy Trail will come through the M.D. The issue is creating facilities that encourage safe parking and congregation.

The AAMDC is holding an event for the purposes of meeting the potential Conservative Party premiership candidates. The Reeve said that the MD should have a presence at that function.

Sustainable Resources and Development is conducting filmed interviews regarding the Eastern Slopes. The Reeve said the message that the Eastern Slopes are part of the ecosystem as a whole is an important one to get out.

D. BUSINESS ARISING FROM MINUTES/NOTES

1. Councillor Ryan withdrew the Notice of Motion regarding the Exshaw Water Project Construction Contract Compliance Audit he served at the June 14, 2011 Council meeting, as Administration provided a staff report related to this issue in the July 12 Council agenda.
2. **Moved** by Councillor Ryan that Council approve the 11 July 11 Terms of Reference for the Construction Contract Compliance Audit of the Exshaw Water Project, to be performed by BDO Dunwoody LLP with the following amendment:
 - Item 5 to read: "whether or not change orders have been properly costed, processed and approved."

CARRIED

E. DELEGATIONS

Gloria Wilkinson, of the Bow River Basin Council provided an updated for Council on the BRBC and the activities on-going within that organization, particularly with respect to its watershed stewardship actions.

F. UNFINISHED BUSINESS

1. **Moved** by Councillor Thomas that Council direct Administration to bring forward revised bylaws for changes to the terms of reference for the Agricultural Services and Environmental Advisory Board, Bighorn Corridor Environment Committee, Emergency Services Committee, Finance & Economic Development Committee, Municipal Planning Commission, Subdivision/Development Appeal Board, Streets & Roads Committee, and the Weed Notice Appeal Committee, for Council consideration.

CARRIED

Moved by Councillor Thomas that Council direct Administration to bring forward new terms of reference bylaws for the Community Services Board, and the Heritage Resources Committee; further that the terms of reference for the Community Services Board explicitly outline that Board's responsibility with respect to trails in the M.D.

CARRIED

Moved by Councillor Ryan that Council direct Administration to bring forward a new Terms of Reference for the Streets and Roads Committee that explicitly outlines that committee's responsibility for "Trail Heads".

CARRIED

G. BYLAWS

R: 181/11:
Construction
Contract
Compliance
Audit approved.

R:182/11
Revised Bylaws
to be brought
forward.

R:183/11
New TOR for
CSB and HRC to
be brought
forward.

R: 184/11
New TOR for
S&R to be brought
forward.

CARRIED


H. NEW BUSINESS

R:185/11
Cheques Issued
report accept.

1. **Moved** by Councillor Montgomery that Council accepts for information, the payroll cheques issued report for the May payroll EFT payments in the total amount of \$82,799.53 and the register for A/P cheques issued, numbers 18631 to 18757 and 00057-0001 to 00060-0002 in the net amount of \$587,368.35 for the month of June 2011.

CARRIED

R:186/11
General acc.
receivable wrote
offs approved.

2. **Moved** by Deputy Reeve Butters that Council approves the writing off of \$2,255.00 in general accounts receivable owing by the Stoney Tribal Administration for two disputed fire calls.

CARRIED (unanimously)

R:187/11
Funding source
correction.

3. **Moved** by Councillor Montgomery that Council authorizes the correction of the funding source for \$38,059.39 of the money spent in 2008 on the Lac Des Arcs resurfacing project from Provincial Grants to a draw from the Road Reserve.

CARRIED

R:188/11
Change of funding
source Cougar
Mount. Cmt.

Moved by Councillor Montgomery that Council authorizes the change of funding source for the Cougar Mountain Crescent drainage capital project from 100% reserves, to 75% grant funding and 25% reserve funding.

CARRIED

R:189/11
Council expenses
approved.

4. **Moved** by Deputy Reeve Butters that Council consider approval of payment for the following meeting expense claims, from the Contingency Allowance:

Date	Councillor	Purpose	Amount
13 May	Reeve Cooper Coun. Montgomery	Transalta 100 th Anniversary Plans meeting	\$300 + mileage
11 May	Reeve Cooper	Graymont biosolids meeting	\$150
16 May	Reeve Cooper	BFB meeting re utilities	\$150
28 May	Reeve Cooper	Transalta 100 th Anniversary session	\$150
13 June	Reeve Cooper	Meeting w/ Alta. Transportation Reg. Dir.	\$150
16 June	Reeve Cooper	Bison Belong session in Sundre	\$150
17 June	Reeve Cooper	Meeting with AltaLink	\$150 + mileage
17 June	Coun. Ryan	Elected Officials' Education Program session in High River	\$150 + mileage

CARRIED

R:190/11
Road assistance
request response.

5. **Moved** by Councillor Ryan that Council authorize the Reeve to respond to the 20 June letter from the owners of Sections SW 22 & 28-31-7-W5M, advising them that the M.D. is not in a position to provide assistance with respect to their road requirements.

CARRIED

R: 191/11
Item H. 6 tabled
until after lunch.

6. **Moved** by Councillor Ryan that Council table item H.6 until more information can be provided after lunch.

CARRIED

R: 192/11
Sewage billing in
industrial park.

Moved by Deputy Reeve Butters that the M.D. continue to bill for the monthly utility charges for sewage applicable to Lot 1 Block 2 Plan 9913384 (639121 Alberta Ltd.) in the Exshaw Industrial Park, due to the M.D. not having required the earlier installation of an on-site sewage system.

CARRIED

R:193/11
Subdivision
endorsement
extension.

7. **Moved** by Councillor Montgomery that, pursuant to s. 656 (6) of the Municipal Government Act, Council grant a one-year extension to the period allowed for endorsement of subdivision #85-24-09(18)6 DMF, a previously approved subdivision in the Hamlet of Dead Man's Flats, so that the endorsement period now ends on June 30, 2012.

CARRIED

Councillor Thomas declared that he may have a conflict of interest in Item H.8 as his property is adjacent to the land involved; he vacated the Council Chambers at 1:10 p.m., and was absent during the discussions/voting on Item H.8.

R:194/11
PH date to be
chosen, DP
extended, Draft
set of approvals to
be prepared.

8. **Moved** by Deputy Reeve Butters that Council:
- a) direct Administration to provide a tentative public hearing date for Development Permit 14/11, as required pursuant to s. 33.4.2 of Land Use Bylaw No. 04/10;
 - b) agree to extend the July 30, 2011 expiry date of Development Permit No. 27/09 until such time as Council has held a public hearing and subsequently made a decision on the Tree Tops Pet Resort renewal application; and
 - c) authorize Administration to prepare a draft set of approval conditions for a renewed development permit so that the public has a proposal to discuss at the public hearing.

CARRIED

Councillor Thomas returned to chambers at 1:30 pm.

R: 195/11
MD to participate
in construction
waste division
program.

9. **Moved** by Councillor Ryan that Council agree that the MD of Bighorn participate in the construction waste division program as presented by the Bow Valley Builders and Developers Association (BOWDA); agree to the use of the MD of Bighorn logo on publications supporting the project; and direct Administration to work with BOWDA to prepare a final version of the "how-to" guide to reproduce and distribute to building permit applicants at the time of building and demolition permit applications.

CARRIED

R:196/11
Utility
ROW/Atco
agreement
approved.

10. **Moved** by Councillor Thomas that Council agree to enter into a utility right-of-way agreement with ATCO Gas to allow relocation of an anti-corrosion, ground bed protection system on Lot 2MSR, Block 2, Plan 8610479 (the Exshaw School property), and authorize the Assistant Municipal Manager to sign the agreement on the M.D.'s behalf.

CARRIED

R:197/11
Rocky View
County referral.

11. **Moved** by Councillor Ryan that Council respond with a reply of "accepted as information" to Rocky View County's referral regarding Application No. 2011-RV-010, an application to amend Rocky View's Land Use Bylaw.

CARRIED

R:198/11
MDP summary
acpt as info.

12. **Moved** by Deputy Reeve Butters that Council accept for information the attached MDP Review 2011 Phase 1 – Summary of Visioning and Direction Setting Input (the raw data package).

CARRIED

R: 199/11
Process Summary
available to
Council.

Moved by Councillor Ryan that Council receive the Process Summary from the future Municipal Development Plan workshops, and that the raw data be available to Councillors upon request.

CARRIED

R:200/11
Consultants
chosen for

13. **Moved** by Councillor Thomas that Council waive the normal M.D. of Bighorn verbal quotation requirements for purchases under \$14,999 but greater than \$5,000 as set out in the Purchasing Policy.

CARRIED

Community
Needs
Assessment.

9, and agree to sole-source the Community Needs Assessment survey by contract to HarGroup Management Consultants Inc.

CARRIED (4:1)

R:201/11
Spray patching
contract awarded.

14. Moved by Deputy Reeve Butters that Council allow Administration to award the 2011 spray patching requirements to The Patchmaster, at a cost not to exceed \$25,000.00

CARRIED

R:202/11
Guardrail
improvement
contract awarded.

15. Moved by Councillor Thomas that Council allow Administration to award the 2011 portion of the Jamieson Road (Porkchop Hill) Guardrail Improvements project to Brookscon Ltd., based on their RFQ response of \$18,100.

CARRIED

R:203/11
Playground
inspection report
accept.

16. Moved by Councillor Montgomery that Council accepts the Spring 2011 Playground Inspections as information.

CARRIED

R:204/11
Thrive on
Wellness report
accept.

17. Moved by Councillor Ryan that Council accepts the Alberta Health Services' Thrive on Wellness Initiative report as information.

CARRIED

R:205/11
Coun Ryan attend
Recycle
Conference.

18. Moved by Councillor Montgomery that Council support Councillor Ryan's attendance of the 12th Annual Alberta Recycling Conference in September.

CARRIED

I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL

There were no inquiries of Administration.

J. INFORMATION

Moved by Councillor Ryan that items J.1- J.12 and J.14 – J.20 be accepted as information.

CARRIED

R:206/11
Items J.1- J.20.
accepted as
information.

K. IN CAMERA

Moved by Councillor Deputy Reeve Butters that Council go in-camera at 2:40 pm.

CARRIED

R: 207/11
Council in camera
at 2:40 pm.

Moved by Councillor Ryan that Council come out of camera at 3:00 pm.

CARRIED

R: 208/11
Council out of
camera at 3:00.

Moved by Deputy Reeve Butters that Council authorize the forwarding of the draft 13 July letter to Bow-Kor Excavating, in response to the concerns raised in their 10 June letter.

CARRIED

R: 209/11
Letter approved.

Moved by Councillor Thomas that, pursuant to Section 72 of the Municipal Government Act, the M.D. of Bighorn seek consent from Rocky View County for the acquisition of approximately 3.37 acres of the Portion of NW Section 7 Township 25 Range 5 W5M within the County, for the purposes of obtaining the road allowance needed for the completion of Township Road 252.

CARRIED

R:210/11
Purchase consent
sought from RVC.

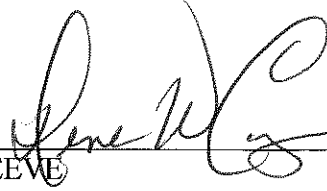
ADJOURNMENT



R:211/11
Council adjourned
@3:05.

Moved by Councillor Montgomery that the July 12, 2011 Regular Council Meeting be adjourned at 3:05 pm.

CARRIED



REEVE



EXECUTIVE ASSISTANT