

**MUNICIPAL DISTRICT OF BIGHORN NO. 8**

Minutes of the Regular meeting of Council held at 9:00 a.m. on Tuesday, September 13, 2011 in the Council Chambers, MD office, with the following persons present:

**COUNCIL:**

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

**ABSENT:**

COUN. CAROLYN MONTGOMERY

**ADMINISTRATION:**

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

**CALL TO ORDER**

Reeve Cooper called the meeting to order at 9:03 a.m.

Reeve Cooper called mtg. to order at 9:03 am.

**A. APPROVAL OF AGENDA**

**Moved** by Deputy Reeve Butters that the September 13, 2011 agenda be adopted with the following amendments:

R:271/11  
 Agenda adopted as amended.

- <b>Business Arising Item D.1</b>	Exshaw Water System – Construction Contract Compliance Audit Update
- <b>New Business Item H.10</b>	Exshaw Water System – Reservoir Site
- <b>New Business Item H.11</b>	South Ranchlands Snow Removal/Summer Blading Contract
- <b>New Business Item H.12</b>	North Ranchlands Snow Removal/Summer Blading Contract
- <b>Information Item J.10</b>	Moved to New Business Item H.13 (Exshaw Water System Update report)
- <b>Information Item J. 14</b>	Moved to New Business Item H.14 (CRAZ Air Quality Statement)
- <b>New Business Item H.15</b>	Dust incident – Lafarge Exshaw plant

**CARRIED**

**B. MINUTES**

- Moved** by Councillor Thomas that the August 09, 2011 Council meeting minutes be approved as amended:
  - Page 2, Councillor Reports change Councillor Ryan’s report from “Demos showed that...” to “Engineering reports showed that....”
  - Page 2, Councillor Reports change Councillor Ryan’s report from “...receiving flowers from a grateful ratepayer...” to “...receiving a complimentary email from a grateful ratepayer....”

R: 272/11  
 Council minutes Approved as amended.

- Page 2, Councillor Reports change the second paragraph in Councillor Thomas' report from "He reported that Cascade House in Banff awarded the renovation contract work to be done to the second floor of that facility." To, "He reported that the Bow Valley Regional Housing Committee awarded the architectural contract for renovation work to Cascade House in Banff."
- Page 2, Councillor Reports In Reeve Cooper's report change "coal trails" to read "coal trials".
- Page 6, Item 3 add "Limitations to the Provision of Emergency Services" to Policy E-8.
- Page 8, Enquiries of Administration change "drainage project" to read "drainage projects".

**CARRIED**

1. **Moved** by Councillor Ryan that the previously circulated June 23<sup>rd</sup>, and August 15<sup>th</sup> 2011 Heritage Resources Committee minutes and the July 7<sup>th</sup> 2011 Municipal Excellence Committee meeting minutes be accepted as information.

**CARRIED**

### **C. COUNCILLOR'S REPORTS**

- Deputy Reeve Butters reported that as tourist season is winding down, hunting season is now gearing up. He asked if there was any need for a dump sign at the Ghost River Transfer Station. The Operations Manager suggested that the sign be "bagged" or covered to see if there is any opposition to removing it. If not, it could be removed later.
- Councillor Thomas reported that his main communication in the past month had been with West Jumping Pound residents and landowners relating to the construction schedule for completion of the north road. Some questions and concerns had been expressed to the Councillor about rerouting traffic during the period and the installation of culverts at Livingstone Creek. The Councillor forwarded the concerns to Administration for their information and further handling.

He also reported that one government grant relating to seniors' lodges had been announced recently. The Bow Valley Regional Housing Board is focused on preparing an application for this grant and intends to submit it soon pending clarification of eligibility.

- Councillor Ryan reported his attendance of the Alberta Recycling Fall Conference held in Nisku. He toured an Edmonton waste to energy facility currently under construction.

He also reported the Southern Alberta Energy from Waste Alliance (SAEWA) will soon be presenting its findings. He said the detailed reports will not be made public at that time but the executive summary will be.

**Moved** by Deputy Reeve Butters that Council authorize Councillors Ryan and Thomas and Reeve Cooper to attend the October 14th SAEWA's session in Champion.

**CARRIED**

- Reeve Cooper said he noticed that heavy machinery had arrived at the Legacy Trail between the Banff Park Gates and Harvie Heights indicating the overpass groundwork was about to occur. He said he'd arranged for a meeting between the Banff and Canmore mayors, the MD Councillors and himself and all parties had indicated they would attend.

R: 273/11  
Various mins  
accepted as info.

R: 274/11  
Councillors  
approved for  
SAEWA session.

**D. BUSINESS ARISING FROM MINUTES/NOTES**

R: 275/11  
Council in  
camera@ 9:25  
a.m.

1. **Moved** by Deputy Reeve Butters that Council go in camera at 9:25 a.m.

**CARRIED**

R: 276/11  
Council out of  
camera @ 10:05  
a.m.

- Moved** by Councillor Ryan that Council come out of camera at 10:05 a.m.

**CARRIED**

**E. DELEGATIONS**

Roger Meyer, Sustainable Resources Development, requested the Calgary Land Use Allocation Project be discussed in camera due to some timing issues with the release of information.

R: 277/11  
Council in  
camera@ 10:10  
a.m.

1. **Moved** by Councillor Thomas that Council go in camera at 10:10 a.m.

**CARRIED**

R: 278/11  
Council out of  
camera at 10:45  
a.m.

- Moved** by Councillor Ryan that Council come out of camera at 10:45 a.m.

**CARRIED**

Reeve Cooper vacated the chair of the Council meeting at 10:50 a.m. to represent the Bow Valley Waste Management Committee (BVWMC). In his place, Deputy Reeve Butters acted as Chair.

2. Darcy Edison, Chief, Administrative Officer, Peter Duck, Regional Zero Waste Coordinator, and Dene Cooper, Chair of the BVWMC presented to Council an update of the Commission's current operations including waste diversion statistics.

The presentation also outlined the future potential growth areas which include the possible addition of a kitchen organics waste compost facility, bio-solid composting and development of an improved recycled asphalt product.

Council was interested to know about investigations into the landfill fire in July. Mr. Edison indicated that Alberta Sustainable Resource and Development had not yet provided their findings to the BVWMC.

Reeve Copper resumed his duties as Chair of the Council meeting at 12:00 p.m.

**F. UNFINISHED BUSINESS**

**G. BYLAWS**

R: 279/11  
Memorandum  
acpt as info.

1. **Moved** by Councillor Ryan that Council accept the Memorandum regarding Bylaws 14/11 and 15/11 as information.

**CARRIED**

R: 280/11  
Bylaw 14/11 1<sup>st</sup>  
reading.

2. **Moved** by Deputy Reeve Butters that Council give first reading to Bylaw14-11, the Subdivision/Development Appeal Board bylaw.

**CARRIED**

R: 281/11

- Moved** by Councillor Ryan that Council give second reading to Bylaw14-11.

*Handwritten initials: WS and DC*

Bylaw 14/11 2<sup>nd</sup>  
reading.

**CARRIED**

**R: 282/11**  
Consent for 3<sup>rd</sup>  
reading.

**Moved** by Councillor Ryan that consent be given to proceed with third reading of Bylaw 14-11.

**CARRIED UNANIMOUSLY**

**R: 283/11**  
Bylaw 14/11 3<sup>rd</sup>  
reading.

**Moved** by Deputy Reeve Butters that Council give third reading to Bylaw 14-11.

**CARRIED**

**R: 284/11**  
Bylaw 15/11 1<sup>st</sup>  
reading.

3. **Moved** by Councillor Thomas that Council give first reading to Bylaw 15-11, the Municipal Planning Commission bylaw.

**CARRIED**

**R: 285/11**  
Bylaw 15/11 2<sup>nd</sup>  
reading.

**Moved** by Deputy Reeve Butters that Council give second reading to Bylaw 15-11.

**CARRIED**

**R: 286/11**  
Consent for 3<sup>rd</sup>  
reading.

**Moved** by Councillor Ryan that consent be given to proceed with third reading of Bylaw 15-11.

**CARRIED UNANIMOUSLY**

**R: 287/11**  
Bylaw 15/11 3<sup>rd</sup>  
reading.

**Moved** by Councillor Ryan that Council give third reading to Bylaw 15-11.

**CARRIED**

**R: 288/11**  
Bylaw 16/11 1<sup>st</sup>  
reading.

4. **Moved** by Councillor Ryan that Council give first reading to Bylaw 16-11, the Committees Bylaw.

**CARRIED**

**R: 289/11**  
Bylaw 16/11 2<sup>nd</sup>  
reading.

**Moved** by Deputy Reeve Butters that Council give second reading to Bylaw 16-11.

**CARRIED**

**R: 290/11**  
Consent for 3<sup>rd</sup>  
reading.

**Moved** by Councillor Thomas that consent be given to proceed with third reading of Bylaw 16-11.

**CARRIED UNANIMOUSLY**

**R: 291/11**  
Bylaw 16/11 3<sup>rd</sup>  
reading.

**Moved** by Deputy Reeve Butters that Council give third reading to Bylaw 16-11.

**CARRIED**

## **H. NEW BUSINESS**

Reeve Cooper left chambers at 12:30 p.m. and was absent during voting/discussion on items H.1 to H.7. and H. 9 to H10(a). In his absence, Deputy Reeve Butters acted as Chair.

**R:292/11**  
Cheques Issued  
report accepted as  
info.

1. **Moved** by Councillor Thomas that Council accepts for information, the payroll cheques issued report for the August payroll EFT payments in the total amount of \$81,385.27 and the register for A/P cheques issued, numbers 18881 to 19012 and 00068-0001 to 00072-0001 in the net amount of \$909,818.03 for the month of August 2011.

**CARRIED**

**R:293/11**  
Budget vs. actual  
acct as info.

2. **Moved** by Councillor Ryan that Council review and accept the Balance Sheet and Budget vs. Actual Spending Report to June 30, 2011 as information before adjustments and review by the auditor.

**CARRIED**

R:294/11  
Property tax late  
fees waived.

3. **Moved** by Councillor Thomas that Council approve the request and waive the \$3,242.14 of property tax penalties assessed on tax roll #2401812 and \$892.86 of property tax penalties assessed on tax roll #2401825 per Bylaw 12/03 on July 1, 2011 for late payment of the 2011 property taxes.

**CARRIED**

R:295/11  
Investment  
transactions  
approved.

4. **Moved** by Councillor Ryan that Council authorizes the following investment transactions:
1. Buy \$500,000 present value of November 1, 2012 TD Bank strip coupons at \$98.37 to yield 1.38%,
  2. Buy \$500,000 present value of March 10, 2016 3.103% Bank of Montreal deposit notes to yield 2.157%,
  3. Buy 500,000 present value of September 1, 2016 Alberta bonds at \$100.65288 to yield 1.725%, and
  4. Transfer \$1,977,629.14 into the RBC savings account.

**CARRIED**

R: 296/11  
Xmas party funds  
transferred.

5. **Moved** by Councillor Ryan that Council approve the transfer of funds in the same amount as the Worker's Compensation Board's 2011 dividend payment and rebate (\$5,809) to the MD of Bighorn's staff fund, for the purposes of the 2011 M.D. Christmas party.

**CARRIED**

R:297/11  
Open House date  
postponed.

6. **Moved** by Councillor Ryan that Council postpone picking a date for an open house and celebration of the Exshaw Municipal Water System until the October Council meeting.

**CARRIED**

R:298/11  
Development  
agreement  
approved.

7. **Moved** by Councillor Ryan that Council approve the Development Agreement between Chief Construction Company Ltd. and the MD of Bighorn, and authorize the Reeve and the Executive Assistant to sign the agreement on Council's behalf.

**CARRIED**

Councillor Ryan declared that he may have a pecuniary interest in Item H. 8 as his property is adjacent to the properties involved; he vacated the Council Chambers at 2:10 p.m. and was absent during discussions/voting on this item.

R: 299/11  
Subdivision  
extension  
approved.

8. **Moved** by Councillor Thomas 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 #68-22-16(3)E, a previously approved subdivision in the Hamlet of Exshaw, so that the endorsement period now ends on October 23, 2012.

**CARRIED**

Councillor Ryan returned to Council Chambers at 2:15 p.m.

R:300 /11  
Grant funding  
agreement  
approved.

9. **Moved** by Councillor Thomas that Council enter into a Grant Funding Agreement with The Alberta Historical Resources Foundation in order to undertake a Municipal Heritage Management Plan, with a correction of the date noted in clause 7b) from 2011 to 2012.

**CARRIED**

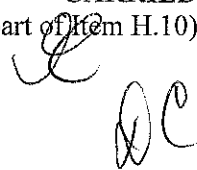
(Reeve Cooper absent during discussion and vote on Item H.9)

R: 301/11  
Landscaping  
contract awarded.

10. **Moved** by Councillor Ryan that Council award the contract to landscape the Exshaw water system reservoir site to Guenthers landscaping (2006) Ltd. based on Guenthers' September 9, 2011 proposal.

**CARRIED**

(Reeve Cooper absent during discussion and vote on first part of Item H.10)



Reeve Cooper returned to Council Chambers and resumed his duties as Chair at 1:50 p.m.

R: 302/11  
Retaining wall  
completion  
approved.

**Moved** by Councillor Ryan that Council authorize Administration to take over responsibility for completion of the retaining wall and the second lift of asphalt at the Exshaw Water Reservoir and approve contracts with costs to come from unspent funds under contract "B".

**CARRIED**

R: 303/11  
S. Ranchlands  
snow removal  
contract approved.

11. **Moved** by Councillor Thomas that Council authorize Administration to award the South Ranchlands snow removal / summer blading contract to Al Saunders Contracting & Consulting Inc. and enter into a three (3) year service agreement based on their proposal submission.

**CARRIED**

R: 304/11  
N. Ranchlands  
contract approved

12. **Moved** by Councillor Ryan that Council authorize Administration to award the North Ranchlands snow removal / summer blading contract to Al Saunders Contracting & Consulting Inc. (ASC) and enter into a three (3) year service agreement based on their proposal submission.

**CARRIED**

R: 305/11  
Water system  
report accept as  
info.

13. **Moved** by Councillor Ryan that Council accept the August Exshaw Water System Report as information.

**CARRIED**

14. Council reviewed the Calgary Regional Airshed Zone July 2011 Passive Air Monitoring Results report.

15. Councillor Ryan submitted a photo of a dust cloud on Lafarge's land which occurred as a result of blasting. The Councillor expressed his concern that this dust blew over Exshaw afterwards. Administration indicated a call would be made to Lafarge to discuss the issue.

#### **I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL**

- Councillor Ryan asked when the topsoil at the water plant would be seeded. The Assistant Municipal manager said it would be done soon, and that some parts had already been completed. He said he would find out the exact dates. The Councillor asked why the gravel patchwork on Mount McGillivary seemed made up of different colors of gravel. The Assistant Municipal manager answered that the gravel had been sourced from different places, but that over time the colors would all match. Councillor Ryan noted that freshly paved roads had been damaged by Slimdor's heavy equipment and asked if the damage would be repaired. The Assistant Municipal Manager said it would be repaired and asked for a list of places where damage had occurred. Councillor Ryan inquired as to the move of a playground on Windridge Road and when that would be occurring. He also asked about the planned terrain park's construction. The Assistant Municipal Manager said getting approval for the terrain park, or pump track, from AtlaLink has been a problem. He reported the park would be moved onto MD land in the next few weeks. In closing, the Councillor asked if there was a new trail being built in South Exshaw and if it was an MD project. It was indicated that the trail is not an MD project, rather a Thr!ve (supported by Alberta Health Services and the Alberta Cancer foundation) initiative. Thr!ve held an open house where three

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possible projects came forward including a trail system. It is too early to say what land would be used for the project, but the MD would support the initiative by supplying aerial photos that had been taken for the water project.

- Councillor Thomas requested that the 2010 total snow plowing costs be emailed to him.

He also noted that the Streets and Roads Committee meeting date had been changed to the 21st and requested that Burnt Timber Road be added to that agenda.

The Councillor asked if there was a Transfer of Development Credits report completed yet and if it could be done by the 18th.

The Assistant Municipal Manager said he would try to have the report ready.

#### **J. INFORMATION**

**Moved** by Deputy Reeve Butters that items J.1 - J.9, J.11 – J.13, and J.15 - J.19 be accepted as information.

**CARRIED**

R:306/11  
Items J.1 - J.19.  
accepted as  
information.

#### **K. IN CAMERA**

**Moved** by Deputy Reeve Butters that Council go in camera at 3:40 p.m.

**CARRIED**

R: 307/11  
Council in camera  
@ 3:30 p.m.

**Moved** by Deputy Reeve Butters that Council come out of camera at 4:27 p.m.

**CARRIED**

R: 308/11  
Council out of  
camera @ 4:27  
p.m.

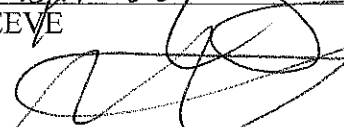
#### **ADJOURNMENT**

**Moved** by Councillor Thomas that the September 13, 2011 Regular Council Meeting be adjourned at 4:30 pm.

**CARRIED**

R:309/11  
Council adjourned  
@4:30 p.m.

  
\_\_\_\_\_  
REEVE

  
\_\_\_\_\_  
EXECUTIVE ASSISTANT