

## MUNICIPAL DISTRICT OF BIGHORN NO. 8

Minutes of the Regular meeting of Council held at 9:00 a.m. on Tuesday, April 13, 2010 in the Council Chambers, MD office, with the following persons present:

### **COUNCIL:**

DENE COOPER	REEVE
MARIA DUNKI	DEPUTY REEVE
PAUL ADAMS	COUNCILLOR
HUGH PEPPER	COUNCILLOR
PAUL RYAN	COUNCILLOR

### **ADMINISTRATION:**

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

### **CALL TO ORDER**

Reeve Cooper called the meeting to order at 9:05 a.m.

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

### **A. APPROVAL OF AGENDA**

Moved by Councillor Adams that the April 13, 2010 agenda be adopted with the following amendments:

- **Business Arising From the Biosolids Demonstration Project Minutes Item D. 1**
- **New Business Item H.4** Deleted/Removed
- **New Business Item H.7** Draft Letter Replaced
- **New Business Item H.9** Moved for consideration prior to Item G.4
- **Information Item J. 29** RCMP Quarterly Report (January 2010 – March 2010)
- **In Camera Item K.4** Legal
- **In Camera Item K.5** Land

R:97/10 Council agenda adopted as amended.

**CARRIED**

### **B. MINUTES**

1. Moved by Deputy Reeve Dunki that the March 9, 2010 Council meeting minutes be adopted as amended.

On page 2, Item C, the second line changed to read:

“Councillor Pepper reported the BRBC State of the Watershed is still working to complete the indices that will be used to assess the health of the watershed...”

On Page 2, Item C, the fourth line changed to read:

R: 98/10 Council mtg. minutes approved as amended.



“He also reported that he gave a personal lecture at the University of Calgary regarding local water issues.”

On page 2, Item C, Coun. Ryan, the second paragraph changed to read:

“He also reported the Bow Valley Waste Management Commission had acquired...”

On page 2, Item F. 1, record Councillor Pepper’s vote.

On Page 2, Item G.1, changed to read:

“Councillor Pepper declared that, on the basis of advice from the M.D.’s legal counsel, he may have pecuniary interest in Bylaw 04/09 as his property is adjacent to the land involved...”

**CARRIED**

2. Moved by Councillor Ryan that the March 31, 2010 Special Council meeting minutes be adopted as circulated.

**CARRIED**

3. Moved by Councillor Adams that the previously circulated December 2, 2010 BCEC meeting minutes and the February 17, 2010 MPC meeting minutes be accepted as information.

**CARRIED**

#### **C. COUNCILLOR’S REPORTS**

- Councillor Adams had nothing to report.
- Deputy Reeve Dunki submitted her report in writing as part of the Council package, on the South-Eastern Slopes Municipalities’ Task Force meeting in Edmonton, during AAMD&C.
- Councillor Ryan reported that he attended the Southern Alberta Waste to Energy meeting in Edmonton and was invited to the Legislative Assembly, where he and the other members were introduced. A copy of the legislative transcript is attached to the minutes as Schedule “B”. The Solid Waste Association of North America will be holding a conference in Banff next week, which he will be attending with the Reeve.
- Councillor Pepper reported his attendance at the Water for Life conference at the University of Alberta.
- Reeve Cooper submitted his report in writing and it is attached to these minutes as Schedule “A”.

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

#### **E. DELEGATIONS**

1. Steve Shawcross of the IBI Group, and David Cowley of Rafter 6 Guest Ranch, provided Council with a presentation on the Conceptual Master Plan for the proposed development of the Guest Ranch. The Cowleys said their goal is to build Alberta’s first five-star hotel, within Phase I of the project: a 109 unit, graduated four storey building.
2. Dave Day and Councillor Adams updated Council on the Calgary Region Airshed Zone, or CRAZ: the main part of their presentation was a proposed funding formula, that would see municipal members on CRAZ pay an annual membership of \$0.10 per capita.

R:99/10  
Special Council  
mtg. minutes  
approved.

R:100/10  
Board and  
Committee  
minutes  
accepted as  
information.

*MS*  
*DC*

3. Councillor Pepper provided a presentation on the Upper Bow Basin Cumulative Effects Study, a project that the M.D. had provided funding for, approximately two years ago (along with a number of other jurisdictions, including the Calgary Regional Partnership, the City of Calgary, Rockyview County, etc.) The presentation covered the declining amount of water within the Bow River basin area, and the prospects of future growth, with its effect on water demand.

#### **F. UNFINISHED BUSINESS**

R:101/10  
Resolution  
R80/10  
reversed.  
R:102/10  
Cost  
forgiveness  
request  
declined.

1. Moved by Deputy Reeve Dunki that Resolution R80/10 passed March 9, 2010 be rescinded, pursuant to Section 6(17) of Council Procedural bylaw 09-02.

**CARRIED**

Moved by Councillor Adams that the 6 Feb 10 request for forgiveness of fire-fighting costs for the 25 Dec 09 houseboat fire on Ghost reservoir (M.D. Invoice 3997, in the amount of \$9,875.00) be declined.

**CARRIED**

2. Moved by Councillor Adams that Council accept the Exshaw School Grant Request report as information.

**CARRIED**

R:103/10  
School Grant  
Request  
Report  
accepted.

#### **G. BYLAWS**

Councillor Pepper declared that, on the basis of advice from the M.D.'s legal counsel, he may have pecuniary interest in Bylaw 05-Z/09 as his property is adjacent to the land involved; he vacated the Council Chambers at 9:45 a.m., and was absent during the discussions/voting on this item.

1. Moved by Deputy Reeve Dunki that Council give third reading to draft Bylaw 05-Z/09, a bylaw amending the MD of Bighorn's Land Use Bylaw No. 19/96 as it pertains to the Bar C Ranch and Resort.

**CARRIED (3:1) Deputy Reeve Dunki Opposed**

Councillor Pepper returned to Council Chambers at 9:55 a.m.

2. Moved by Deputy Reeve Dunki that Council give second reading to proposed Bylaw 09/09, to close a road allowance affiliated with Subdivision 3106-28NW(1)R.

**CARRIED**

Moved by Councillor Adams that Council give third and final reading to Bylaw 09/09.

**CARRIED**

R:105/10  
Bylaw 09/09  
2<sup>nd</sup> reading.

R:106/10  
Bylaw 09/09  
3<sup>rd</sup> reading.

3. Moved by Deputy Reeve Dunki that Council give first reading to draft #1 of the proposed Land Use Bylaw No. 04/10 and direct administration to hold three formal public hearings.

**CARRIED**

#### Public Hearings set for:

June 3<sup>rd</sup> in Council Chambers 7:00 pm

June 9<sup>th</sup> in Water Valley Hall 7:00 pm

June 15<sup>th</sup> in Beaupre Hall 7:00 pm

R:107/10  
LUB Bylaw  
04/10 1<sup>st</sup>  
reading.

4. Moved by Councillor Adams that Council give first reading to and hold a public hearing with respect to draft Bylaw 05-Z/10, a proposal to amend the Kananaskis Ranch District (KR) of Land Use Bylaw No.

R:108/10  
Bylaw 05-Z/10  
1<sup>st</sup> reading.

19/96, subject to Municipal Development Plan policies regarding recreational/resort development in the M.D. of Bighorn as amended.

Under Section 35.2.2, "Discretionary Uses" add Home Occupation.

**CARRIED**

Public Hearing set for:

June 8<sup>th</sup> in Council Chambers at 1:00 p.m.

**H. NEW BUSINESS**

R:109/10  
 Cheques  
 issued report  
 accepted as  
 information.

1. Moved by Deputy Reeve Dunki that Council accepts for information, the payroll cheques issued report for the March payroll EFT payments in the total amount of \$78,185.16 and the register for A/P cheques issued, numbers 16580 to 16701, and 00013-0001to 00014-01 in the net amount of \$482,962.40 for the month of March 2010.

**CARRIED**

R: 110/10  
 Mar. Actual  
 Spending -  
 info.

2. Moved by Councillor Ryan that Council review and accept the Budget vs. Actual Spending Report to March 31, 2010 as information before adjustments and review by the auditor.

**CARRIED**

R:111/10  
 F& ED  
 Meeting set.

3. Moved by Councillor Ryan that Council direct Administration to schedule a Finance and Economic Development Meeting to discuss a Sustainable Economic Development and Tourism Strategy.

**CARRIED**

Moved by Councillor Ryan that the Reeve formally request the Town of Canmore to consider the reestablishment of the "Regional Business" designation in its Business Registry Bylaw.

R:112/10  
 Regional  
 Business  
 Motion  
 TABLED.

Moved by Councillor Pepper that council table Councillor Ryan's motion to formally request the Town of Canmore to consider the reestablishment of the "Regional Business" designation in its Business Registry Bylaw, to the next regular meeting of Council.

**CARRIED**

R: 113/10  
 Cowboy Trail  
 membership  
 declined.

4. Moved by Councillor Dunki that the M.D. decline to join the Cowboy Trail Tourism Association and that the MD advise relevant businesses in the MD of the Association.

**CARRIED**

R:114/10  
 Complaints  
 Policy  
 updated.

5. Moved by Deputy Reeve Dunki that Council replace the November 9, 1999 Complaints Policy G-approved (via Council resolution 509/99) with the new Complaints Policy as circulated.

**CARRIED**

R:115/10  
 Draft letter to  
 Rocky View  
 approved.

6. Moved by Councillor Pepper that Council authorize the Reeve to sign and forward the draft 13 April 10 letter on the Springbank area issue (Rocky View's 6 April letter), as amended.

**CARRIED**

R: 116/10  
 Council  
 expenses  
 approved.

7. Moved by Councillor Adams that Council consider approval of payment for the following meeting expense claims, from the Contingency Allowance:

Date	Councillor	Purpose	Amount
14-17 March	Reeve Cooper	AAMD&C Spring Convention in	\$450.00

*Handwritten initials/signature*

	Dep. Reeve Dunki Coun. P. Ryan Coun. P. Adams	Edmonton	\$450.00 + mileage \$600.00 \$300.00 + mileage
5 March	Dep. Reeve Dunki Coun. P. Ryan Reeve D. Cooper	Action for Agriculture conference in Cochrane	\$150.00 + mileage \$150.00 + mileage \$150.00

**CARRIED**

Item H.9 was moved forward in the agenda for consideration prior to Item G. 4

9. Moved by Councillor Pepper that Council consider holding a public hearing with respect to the proposed amendments to the Kananaskis Guest Ranch Conceptual Plan in conjunction with the accompanying application to amend the applicable KR land use District, subject to Municipal Development Plan policies regarding recreational/resort development in the M.D. of Bighorn.

Councillor Pepper Withdrew his motion

Moved by Councillor Ryan that Council table Item H. 9.

**CARRIED**

R:117/10  
 Item H.9  
 TABLED.

10. Moved by Deputy Reeve Dunki that Council refuse Kananaskis Guest Ranch's request for a reduction of the application fees to amend the KGR Concept Plan and the KR District.

**CARRIED**

R:118/10  
 fee reduction  
 request  
 refused.

11. Moved by Councillor Pepper that Council review and accept as information the 2009 Ghost Waiparous Trails Association Annual Report and Financials, and approve the project plans outlined in the Chairman's report.

**CARRIED**

R:119/10  
 GWTA  
 Annual  
 Report  
 accepted.

12. Moved by Deputy Reeve Dunki that the Municipal District of Bighorn becomes a member of the Alberta Invasive Plant Council and that \$105 be allocated to cover the cost of membership.

**CARRIED**

R:120/10  
 Invasive  
 Plant  
 Council  
 Membership  
 approved.

13. Moved by Councillor Pepper that the MD of Bighorn becomes a member of the Saskatchewan River Basin and that \$125 be allocated to cover the cost of membership.

**CARRIED**

R:121/10  
 SRB  
 Membership  
 approved.

**I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL**

- Councillor Ryan inquired about the lack of flagmen on the water line construction site when heavy equipment is operating on public roads.  
 The Assistant Municipal Manager indicated he would pass the information on.
- Referencing Item J. 10 Emergency Services Monthly Report to an incident on the 11<sup>th</sup> of March, Deputy Reeve Dunki commented that she would not stop her car to assist with a road-side emergency, if she was alone and felt her personal safety was at risk.  
 She also asked that her thanks be passed on to the RCMP for their quick action dealing with some recreationists on Jamieson Road.
- Reeve Cooper requested the Emergency Services Monthly Report, and the Emergency Services Highway Responses 2010 Report be included on the April 26<sup>th</sup>, 2010 EMS Agenda.

**J. INFORMATION**

R: /122/10  
Items J.1- J.29  
accepted as  
information.

Moved by Councillor Adams that items J.1- J.29 be accepted as information.

**CARRIED**

**K. IN CAMERA**

R: 123/10  
incamera @  
3:20.

Moved by Councillor Adams that Council go incamera at 3:20 p.m.

**CARRIED**

R: 124/10  
out of camera  
@4:07.

Moved by Councillor Pepper that Council come out of camera at 4:07 p.m.

**CARRIED**

R:125/10  
Settlement of  
debt offer  
inquiry.

1. Moved by Councillor Ryan that Council direct legal counsel to inquire if Mr. Shane Tennant wishes to make a settlement offer in the matter of his debt to the MD of Bighorn.

**CARRIED**

(3:2 Reeve Cooper and Deputy Reeve Dunki Opposed)

R:126/10  
MPC cease  
Site  
inspections.

2. Moved by Deputy Reeve Dunki that Administration be directed to inform Municipal Planning Commission that site inspections for subdivision/development permit applications will no longer be conducted.

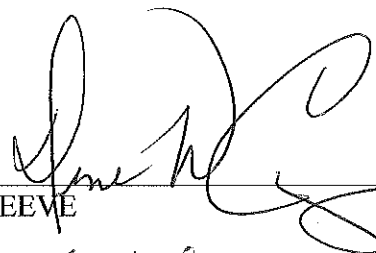
**CARRIED**


**ADJOURNMENT**

R: 127/10  
Apr. 13, 2010  
Regular Council  
Meeting  
Adjourned at  
4:15.

Moved by Councillor Adams that the April 13, 2010 Regular Council Meeting be adjourned at 4:15 pm.

**CARRIED**

  
\_\_\_\_\_  
REEVE

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

## Schedule "A"

### 2. On Lime Stabilized Human Biosolids

Bighorn and Graymont are working in a collaborative partnership to demonstrate a superior method of treating biosolids local and reclaiming industrial quarries. *What is open to neighbouring municipalities, at this point, is participation in the program*, meaning the supply of lime treated biosolids to a location where they will be stockpiled and applied, in season, to reclaim existing industrial quarries.

*Because of the precautionary principle, it is very important to develop the criteria and regulations following proper scientific investigation. The initial trials should be investigated at a single location under strict protocols.*

Reclamation is an ongoing process at local quarries. Much more needs to be done.

*Lime stabilization is very well understood as a chemical process.* It is used at many locations in North America, including Federal Lands in Alberta (Banff Park). It is new to Provincial Lands in Alberta.

*A successful project will provide a new tool in the municipal waste management repertoire and as such provides tangible benefits to all Albertans.*

An informational meeting with our MLA, the Minister of Sustainable Development and the Minister of Environment is set for Thursday, April 15, in Edmonton. Mike Tate, Graymont's Specialist, will also attend. I will ask Council to support Paul Ryan's attendance with myself. Paul is most directly involved with the Biosolids Program.

### 3. On Boundary Changes with Rockyview County.

Yes, Rockyview resident's interests have resulted in several recent articles in the press. A staff report on this appears in your agenda package.

This topic of discussion is not new and some proponents are familiar to those attending the Calgary Metropolitan Plan meetings in the last few years.

*The press has recently contacted Deputy Reeve Dunki and myself, as well as Martin Buckley following a resident's meeting near Springbank.*

A formal letter from Rockyview County is in your package. This followed several phone calls to me from their Reeve and others.

*What needs to be underlined at this point is that the MD of Bighorn and Rockyview County experience an excellent relationship, some would say an exemplary relationship. The MD of Bighorn has not and, as far as I can see in the near future, will not request any boundary adjustments to meet needs internal to the Municipal District of Bighorn.*



## Reeves Comments, Reports from Councillors, for Tuesday:

My comments today are under the heading of "Thinking Regionally, Acting Locally".

**I believe that our best outcomes occur when this Council remains solution focused and problem aware. For the record, it is my impression that much of the time we do just this. Our emphasis needs to be on the possibilities solutions represent, without ignoring or minimizing the difficulties that may be resident in them.**

### 1. On an East Transfer Site (ETS)

*The MD of Bighorn has not made a formal contractual offer on an ETS to either the Bow Valley Waste Management Commission or the Town of Canmore because the build, operational regime, and costs would need to be mutually negotiated.*

I am frustrated with the many wordings being used -- offer, proposal and overture. I think the Outlook said it best when they used "overture" to define the process. *Call it what you wish, it is my understanding that Council's position is that the proposal (substance of the conversation) remains open ("withdrawn", but not cancelled).*

*The MD of Bighorn has a future Municipal Services Site (MSS) surveyed and titled at DMF. It will contain a Water Treatment Plant (WTP) and a Waste Water Treatment Plant (WWTP). It is designed to potentially include a future Municipal Solid Waste Transfer Facility (MSWTF). The MD at some future point will need a MSWTF site; it may be located at DMF. It is well understood that the best time to site a transfer site is as the first installation in a light industrial setting. DMF is close to the centre of mass haul, thus an efficient location.*

*The MD of Bighorn was willing to consider making a site (not specifically DMF) available to our neighbours as a Regional MSWTF, run by the MD of Bighorn, on a cost recovery basis. We strongly encourage a regional facility as near the centre of mass haul as possible. Shared costs could be subject to third party analysis.*

*The MD of Bighorn has not proposed the DMF MSS as a Municipal Recycling Facility (MRF). The DMF MSS is too small in area. Bighorn asked in a letter to the TOC if recycling was part of their request. That letter remains unanswered. The Bow Valley Waste Management Commission saw the DMF location as suitable for a Regional East MSWTF, but in a separate motion, a split motion, indicated that the Commission should run it. The MD's primary condition was that Bighorn run the East MSWTF, similar to the operations at the West MSWTF in Banff. A Regional MRF would be of interest to the MD of Bighorn.*

*Bighorn Council viewed the DMF MSS (among others) as a potential site for a Regional East MSWTF and Administration was willing to investigate that and other potential sites near Canmore. This thinking was "withdrawn" when Canmore did not respond to our letter and the Commission did not support Bighorn running the facility.*

*If a better regional solution can be found for a MSWTF and/ or a MRF, other than what we can propose, Bighorn understands that. We were proposing a possibility; not imposing a solution.*


## Schedule "B"

*Councillor Reports*

Province of Alberta  
The 27th Legislature  
Third Session  
Alberta Hansard  
Wednesday, March 17, 2010  
Issue 19

The Speaker: The hon. Member for Little Bow.

Mr. McFarland:

Thank you, Mr. Speaker. Happy St. Patrick's Day to you and everyone else. I'm pleased to rise today and introduce to you and through you to all members of the Assembly some special guests that are, actually, from Banff-Cochrane and our riding of Little Bow. They're here as members of the Southern Alberta Energy from Waste Alliance. It's a coalition of waste management jurisdictions, representing over 60 municipalities from northeast Calgary down to the American border, from B.C. and halfway over to Medicine Hat. They also represent close to 300,000 people who are committed to researching and recommending for implementation new technology applications for recovering energy from waste materials, including SRMs. I would ask them to rise as I introduce them. Included in this group in the public gallery are:

- • Mr. David Schneider, who's a councillor with Vulcan county;
- • Mr. Rod Ruark, who's a councillor with Vulcan county;
- • Mr. Paul Ryan – *that sounds a little Irish* – who's a councillor with the MD of Bighorn; and
- • Nadine Epp, our executive assistant from Vulcan County. I am pleased to have them here.

They've been doing meetings at AAMD and C and meeting with some people in the building. It's the first time for a lot of them.

Please give them a warm welcome.

*WS*

*MS*