

MUNICIPAL DISTRICT OF BIGHORN NO. 8

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

COUNCIL:

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

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 9:00 a.m.

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

A. APPROVAL OF AGENDA

Moved by Councillor Montgomery that the November 09, 2010 agenda be adopted with the following amendments:

R:400/10
Agenda adopted as amended.

- | | |
|---------------------------|-----------------------------------------------------------------|
| - New Business Item H. 19 | Revised Trail Proposal – Rocky Mountain Dirt Riders Association |
| - Information Item J.14 | Addition – Invitation to CRP General Meeting |
| - In Camera Item K.1 | Addition – Personnel |
| - In Camera Item K.2 | Addition – Personnel |
| - In Camera Item K.3 | Addition – Legal |
| - In Camera Item K.4 | Addition – Personnel |

CARRIED

Councillor Ryan requested Items H. 10 and H.11 be split as he has a conflict of interest in parts of those items.

B. MINUTES

1. Moved by Councillor Ryan that the October 12, 2010 Council meeting minutes be adopted as amended:
-record Item G.6: "Proposed Bylaw 19/10, Heritage Resources Committee Bylaw and Terms of Reference, were postponed to the November 9th, 2010 meeting."

R: 401/10
Council minutes adopted as amended

CARRIED

2. Moved by Councillor Ryan that the October 22, 2010 Organizational Meeting of Council be adopted as amended:
That Councillor Thomas be added to the organization chart as an alternate to the Waste Management Commission.

R:402/10
Council Org minutes adopted as amended

R: 403/10
MPC mins accepted as info.

CARRIED

3. **Moved** by Deputy Reeve Butters that the previously circulated September 15, 2010 MPC meeting minutes be accepted as information.

CARRIED

C. COUNCILLOR'S REPORTS

- Councillor Ryan reported that the Southern Alberta Waste to Energy Association is about three weeks away from completing the first draft of its report. Members will be notified to have a budget contingency available. At the moment, it looks like each member will be looking at a \$0.37 to \$0.10 fee per person, but final numbers per capita will depend on how many members of the association still remain.
- Councillor Montgomery reported she met with the president of the Dead Man's Flats community association to discuss the ARP. She said they will be meeting again.
- Reeve Cooper noted his attendance at the 5 November "Be Inspired" governance course and said it was excellent. He also reported that he and the mayor of Banff, Karen Sorensen met to discuss various issues.
Reeve Cooper also said the Calgary Regional Airshed Zone Society has finished and submitted its governance documents and those documents have been submitted to the registrar who has accepted them.
The Bow Valley Waste Management Committee will be holding its organizational meeting next week, while they are also in the process of setting their budget now.

D. BUSINESS ARISING FROM MINUTES/NOTES

E. DELEGATIONS

F. UNFINISHED BUSINESS

1. **Moved** by Councillor Thomas that the Draft Development Impact Assessment Policy be reviewed and revised by staff in accordance with the discussions here today (specifically the words "substantial" and "significant" and definitions for same) use the existing wording that is resident in within the Land Use Bylaw, review the terms of appeal to the Subdivision and Development Appeal Board, and bring back to Council at a later date.

CARRIED

2. **Moved** by Councillor Ryan that Council direct Administration to move forward with development of a feasibility report on the Visitor/Resort Accommodation issue, in concert with the Sustainable Economic Development/Tourism Strategy report as a separate project and report back to Council at its December meeting.

CARRIED

1. **Moved Moved** by Councillor Montgomery that the petition received from the West Jumpingpound landowners seeking a short connector road for the southern part of West Jumpingpound, be accepted as information only, as it does not meet the sufficiency/validity requirements of the Municipal Government Act.

CARRIED

R:404/10
Draft
Development
Impact
Assessment Policy
review.

R:405/10
Feasibility and
Economic
Development and
Tourism strategy
reports.

R:406/10
Petition accepted
as info.

G. BYLAWS

R:407/10
Bylaw 12/10 1st
reading

1. **Moved** by Councillor Thomas that Council give 1st reading to Bylaw 21/10 a Bylaw to Establish a Tax Installment Payment Plan.

CARRIED

R:408/10
Bylaw 12/10 3rd
reading

- Moved** by Deputy Reeve Butters that Council give 2nd reading to Bylaw 21/10.

CARRIED

R:409/10
Consent for 3rd
reading

- Moved** by Councillor Ryan that consent be given to proceed with 3rd reading for Bylaw 21/10.

CARRIED UNANIMOUSLY

R:410/10
Bylaw 12/10 3rd
reading

- Moved** by Councilor Montgomery that Council give 3rd and final reading to Bylaw 21/10.

CARRIED

H. NEW BUSINESS

R:411/10
Cheques Issued
report accepted.

1. **Moved** by Councillor Ryan that Council accepts for information, the payroll cheques issued report for the October payroll EFT payments in the total amount of \$98,460.42 and the register for A/P cheques issued, numbers 17566 to 17706, and 00034-0001 in the net amount of \$514,767.24 for the month of October 2010.

CARRIED

R:412/10
Budget Vrs,
Actual accepted.

2. **Moved** by Councillor Montgomery that Council review and accept the Balance Sheet and Budget vs. Actual Spending Report to October 31, 2010 as information before adjustments and review by the auditor.

CARRIED

R:413/10
Tax penalties
waived.

3. **Moved** by Councillor Montgomery that Council direct Administration to waive the \$230.53 of property tax penalties assessed on tax roll #0190017 per Bylaw 12/03 on July 1, 2010 for late payment of the 2010 property taxes, given the circumstances in this particular case.

CARRIED

R:414/10
Dog license fees
exemption
denied.

4. **Moved** by Councillor Butters that Council deny the request for an exemption from dog license fees as per the 21 Sept request.

CARRIED

R:415/10
Council expenses
approved.

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

Date	Councillor	Purpose	Amount
25 Aug	Coun. Ryan	RCMP meeting re policing changes	\$150 + mileage
8 Sept	Reeve Cooper Coun. Ryan	Meeting w/Min. of SRD re biosolids	\$300 + mileage
8 Sept	Reeve Cooper	Meeting w/Min. of SRD re SESM report update	\$150.00
16 Sept	Reeve Cooper	Industrial Dinner	\$150.00
16-17 Sep	Coun. Adams	CAO Appraisal (interview with M.D. staff)	\$300 + mileage
28 Sept	Reeve Cooper	Meeting with RCMP re services/concerns	\$150.00

CARRIED

R:416/10
Encroachment
Agreement
approved.

6. **Moved** by Councillor Ryan that Council enter into an encroachment agreement with the owners of Lot 23, Block 6, Plan 9211557 (17 Pigeon Mountain Drive) in regards to a fence that encroaches onto the adjacent municipal road.

CARRIED

R:417/10
Encroachment
policy
development.

Moved by Councillor Ryan that Council direct the Road and Planning Departments to develop a policy for Council's consideration so that all encroachments into a municipal road and any subsequent requests for an encroachment agreement are handled in a consistent fashion throughout the MD of Bighorn.

CARRIED

R:418/10
Mountain View
County Referral

7. **Moved** by Councillor Ryan that Council direct Administration to indicate to Mountain View County in a referral response that the MD of Bighorn has no objections to the draft Water Valley/Winchell Lake Area Structure Plan (ASP).

CARRIED

Councillor Thomas and Deputy Reeve Butters declared that they may have conflicts of interest in Item H.8 as they both sit on the Subdivision and Development Appeals Board. They vacated Council Chambers at 1:15 p.m., and were absent during the discussions/voting on this item.

R: 419/10
Item H8 Tabled.

8. **Moved** by Councillor Ryan that Council table Item H. 8 until the Subdivision/Development Appeal Board has convened to hear the appeal on the stop order on Ptn. SW 4-30-6-W5M.

CARRIED

Deputy Reeve Butters and Councillor Thomas returned to Council Chambers at 1:23 p.m.

R: 420/10
Legacy Trail HH
Bridge.

9. **Moved** by Councillor Ryan that Council agree in principle to the Municipal District of Bighorn taking ownership and maintenance responsibility for that portion of the Rocky Mountain Legacy Trail that is proposed to be built within the Municipal District between the Banff National Park East Gate and the existing trail in Harvie Heights on the condition that the MD of Bighorn not be responsible for the associated proposed pedestrian bridge over the Trans-Canada Highway.

CARRIED

R:421/10
Operational
funding for
BVVS approved.

10. **Moved** by Councillor Ryan that Council approve the Community Services Board (CSB) recommendations of operational funding to the Bow Valley Victims Services in the amount of \$2,100 and the Cochrane and Area Victim Services in the amount of \$1,575 as part of the 2011 budget subject to final budget approval.

Councillor Ryan declared that he may have a pecuniary interest in the granting of funds to the Exshaw Library Society and the Exshaw Community Association, as per the Community Service Board recommendations. He vacated Council chambers at 2:05 p.m., and was absent during the discussion and voting on this item.

R: 422/10
Operations
funding for
Exshaw Library
approved.

Moved by Deputy Reeve Butters that Council approve the CSB recommendation of operational funding to the Exshaw Library Society in the amount of \$13,000 as part of the 2011 budget subject to final budget approval.

CARRIED

R:423/10
Funding for
Exshaw
Comminute
Association
approved.

Moved by Councillor Thomas that Council approve the CSB recommendation of operational funding to the Exshaw Community Association in the amount of \$7,600 as part of the 2011 budget subject to final budget approval.

CARRIED

Councillor Ryan returned to Council Chambers at 2:15 pm.

Councillor Montgomery declared that she may have a pecuniary interest in the granting of funds to the

Harvie Heights Community Association as per the Community Service Board recommendations as she is a member of that association. . She vacated Council chambers at 2:12 p.m., and was absent during the discussion and voting on this item.

R:424/10
Funding for HH
Community
Association
approved.

Moved by Councillor Ryan that Council approve the CSB recommendation of operational funding to the Harvie Heights Community Association in the amount of \$2,100 as part of the 2011 budget subject to final budget approval.

CARRIED

Councillor Montgomery returned to Chambers at 2:17 p.m.

R:425/10
Funding for
various
Associations
approved.

Moved by Deputy Reeve Butters that Councillor Ryan that Council approve the CSB recommendations of operational funding to the Water Valley Library - \$500, the Benchlands Community Association - \$3,000, Ghost Waiparous Trails Association \$1,652 and the Canmore Canada Day Parade - \$1,500.

CARRIED

R:426/10
Funding for
Recognition
program and CSB
approved.

Moved by Councillor Montgomery that Council approve the Community Services Board recommendations for 2011 to assign \$1,800 to enhance the Community Volunteer Recognition Program, and allocate \$1,700 to the CSB budget to allow for unforeseen community grant requests that may arise in 2011.

CARRIED

R:427/10
Articles for
newsletter
approved.

- 11. Moved** by Councillor Montgomery that Council review the proposed articles for the December 2010 newsletter and approve them for publication with revisions.

CARRIED

Deputy Reeve Butters declared that he may have a pecuniary interest in the Family and Community Support Services Funding Agreement, as a member of his family is employed by the Town of Cochrane FCSS. He vacated Council chambers at 2:35 p.m., and was absent during the discussion and voting on this item.

R: 428/10
Funding for
FCSS approved.

- 12. Moved** by Councillor Thomas that Council agree to enter into the "Family and Community Support Services Funding Agreement, January 1 – December 31, 2011" with Her Majesty the Queen in Right of Alberta as represented by the Minister of Children and Youth Services.

CARRIED

Deputy Reeve Butters returned to chambers at 2:36 p.m.

R:429/10
Coyote creek
monitoring
approved.

- 13. Moved** by Councillor Thomas that Council approve the continued maintenance and monitoring of the Coyote Creek Trail System for another one year period in order to further assess the use of this municipal trail.

CARRIED

R:430/10
Playground
Inspection Report
accepted.

- 14. Moved** by Councillor Ryan that the Fall 2010 Playground Inspections Report be accepted as information.

CARRIED

R431/10
Bow Valley
Victims Services
Survey accepted .

- 15. Moved** by Councillor Ryan that the Bow Valley Victims Services Operational Review and Program Evaluation Survey be accepted as information.

CARRIED

R:432/10
Scott Lake APR.

- 16. Moved** by Councillor Montgomery that the Scott Lake Hill Area Structure Plan be accepted as information.

R:433/10
Exshaw water
update.

17. **Moved** by Councillor Ryan that the Exshaw Municipal Water System update report be accepted as information.

CARRIED

CARRIED

R:434/10
Trail Proposal
Response.

18. **Moved** by Councillor Ryan that Council authorize the forwarding of the 9 November 10 response on the White Ribbon Trail proposal (dated 12 Sept 10) from the Rocky Mountain Dirt Riders Association.

CARRIED

I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL

Councillor Ryan asked the Director of Operations to give an update on the Biosolids Project.

The Director of Operations indicated that he made an inquiry to Mike Tate from Graymont and received an email update indicating a research plan was submitted in the summer to Alberta Environment and Alberta SRD. Both agencies have reviewed the plan and further question which are being addressed.

J. INFORMATION

R:435/10
Items J.1- J.13.
accepted as
information

Moved by Councillor Ryan that items J.1- J.14 be accepted as information.

CARRIED

K. IN CAMERA

R:436/10
Council in
camera @ 3:20.

Moved by Deputy Reeve Butters that Council go incamera at 3:20 p.m.

CARRIED

R:437/10
Council out of
camera @ 4:32.

Moved by Councillor Butters that Council come out of camera at 4:32 p.m.

CARRIED

R:438/10
Friends of
Bighorn award.

Moved by Councillor Ryan that, as there is no scheduled meeting of the Municipal Excellence Committee within the next month, Council approve the presentation of a Friends of Bighorn award to Ross Larson at the November 25th Board and Committee Welcome.

CARRIED

ADJOURNMENT

R:439/10
Council adjourned
@4:35.

Moved by Councillor Ryan that the November 9th 2010 Regular Council Meeting be adjourned at 4:35 pm.

CARRIED


REEVE

EXECUTIVE ASSISTANT