

MUNICIPAL DISTRICT OF BIGHORN NO. 8

Minutes of the Regular meeting of Council held at 10:25 a.m. on Tuesday, October 14th, 2008 in the Council Chambers, MD office, with the following persons present:

COUNCIL:

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

ADMINISTRATION:

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

CALL TO ORDER

Reeve Cooper called the meeting to order at 10:25 am.

A. APPROVAL OF AGENDA

The following additions were made to the agenda:

- Business Arising From the Minutes item D.1: Transfer Station Site
- New Business item H.20: Coyote Creek Trail Letter
- New Business item H.21: Request for Sponsorship for Synergy Conference in Red Deer
- New Business item H.22: Move Correspondence/Information Item J.13, Letter from Alberta Environment Re: AAMD&C 2008 Fall Centennial Convention, to New Business
- New Business item H.23: Transfer of Development Credits Workshop Date
- In Camera K.5: Legal Issues

Moved by Councillor Ryan that the agenda be adopted with the above-noted amendments.

CARRIED

B. MINUTES

Moved by Councillor Adams that the September 9, 2008 Council meeting minutes be adopted as circulated.

CARRIED

Moved by Councillor Adams that the August 20, 2008 MPC meeting minutes be received as



Reeve Cooper
called mtg. to order
at 10:25 am.

R:251/08
October 14, 2008
Council Agenda
adopted as
amended.

R: 252/08
September 9, 2008
Council minutes
adopted.

R: 253/08
August 20, 2008
MPC meeting rec'd

as info.

information.

CARRIED

R: 254/08
June 25th, 2007
Heritage Resources
Committee mtg
minutes be rec'd as
info.

Moved by Councillor Ryan that the June 25th, 2007 Heritage Resources Committee meeting minutes be received as information.

CARRIED

C. COUNCILLOR'S REPORTS

- Deputy Reeve Pepper submitted a written report outlining his CAAMD&C session, attached to these minutes as Schedule "A". He also noted the BRBC has a new committee to investigate the implementation of the Water Management Plan.
- Reeve Cooper reported he attended the Recycling Council of Alberta Convention in early October where he saw the Director of Operation's presentation on Lime Stabilization – Another Tool in Your Treatment Bucket. Reeve Cooper commented what an excellent job the Director did on the presentation.
- Councillors Adams, Ryan and Dunki had nothing to report.

D. BUSINESS ARISING FROM MINUTES/NOTES

It was noted that, with respect to the issue of a location for a east region waste transfer station site, for the Bow Valley Waste Management Commission, the BVWMC had discussed the M.D.'s offer: while agreeing that the M.D. should look for a site for the waste transfer station, the BVWMC did not accept the condition that the M.D. would operate the station.

Moved by Councillor Dunki that Council rescind Resolution 236/08 due to the recent BVWMC board of director's decision to reject the "MD operated" portion of the resolution.

CARRIED 3:2

(Councillor Adams and Deputy Reeve Pepper Opposed)

E. DELEGATIONS

University student, Leanne Michie gave her thesis presentation: *An Analysis of Heat Generation Options for the Proposed Horseshoe Lands Development*. She presented three options for sustainable heat production, if development moves ahead (solar thermal, geothermal, and biomass recovery) at the Horseshoe Lands project site.

Michie urged Council to use the development as an opportunity to show its environmental leadership.

F. UNFINISHED BUSINESS

There was nothing to report at this time.

G. BYLAWS

1. Moved by Councillor Adams that Council give second reading to Bylaw 04/08 to amend the South Exshaw Area Structure Plan.

CARRIED

R:255/08
Bylaw 04/08
second reading.

Moved by Councillor Dunki that Council give third reading to Bylaw

R: 256/08

Bylaw 04/08 third
reading.

04/08.

CARRIED

R: 257/08
Bylaw 05-Z08
second reading.

2. Moved by Councillor Dunki that Council give second reading to Bylaw 05-Z/08 with the following amendments to Schedule "A" attached to that Bylaw:
- Bulk Fuel Storage is added as a Discretionary Use;
 - Section 23.6.2, regarding parking, is deleted;
 - The required landscaped areas next to roadways is reduced from 4.0m to 3.0m;
 - Additions in wording to clarify landscaping requirements; and
 - Additions in wording to require on-site turning areas for smaller vehicles only, not all vehicles.

CARRIED

R: 258/08
Bylaw 05-Z08 third
reading.

Moved by Deputy Reeve Pepper that Council give third reading to Bylaw 05-Z/08, as amended.

CARRIED

H. NEW BUSINESS

R:259/08
Cheques Issued
Report for
September, 2008.

1. Moved by Councillor Ryan that Council accepts for information, the payroll cheques issued report for EFT numbers 738 - 796 in the amount of \$76,004.19 and the register for A/P cheques issued and voided cheques, numbers 23967 to 24097 in the net amount of \$144,971.52 for the month of September 2008.

CARRIED

R: 260/08
Budget vs Actual
September 2008
accepted and
approved.

2. Moved by Councillor Adams that Council review and accept the Balance Sheet and Budget vs. Actual Spending Report to September 30, 2008 as information before adjustments and review by the auditor.

CARRIED

R: 261/08
Ratepayer's tax
penalty waiver
request.

3. Moved by Councillor Dunki that Council deny the ratepayer's request to waive the \$294.50 of penalties assessed on tax roll #2286725 for payment of the 2008 Property Taxes after the June 30th, 2008 due date.

CARRIED

R: 262/08
Ratepayer's tax
penalty waiver
request.

4. Moved by Councillor Adams that Council deny the ratepayer's request to waive the \$119.77 of penalties assessed on tax roll #2080303 for payment of the 2008 Property Taxes after the June 30th, 2008 due date.

CARRIED

R: 263/08
Ratepayer's tax
penalty waiver
request.

5. Moved by Councillor Ryan that Council deny the ratepayer's request to reduce/waive the \$302.09 of penalties assessed on tax rolls #2541191 (\$81.16) and #2541193 (\$220.93) for payment of the 2008 Property Taxes after the June 30th, 2008 due date, and authorize Administration to forward the draft 15 October letter.

CARRIED

R: 264/08
Writing off of

6. Moved by Deputy Reeve Pepper that Council approve the writing off of outstanding general receivables in the total amount of \$6,144.21, as per the list attached to these



outstanding general
receivables.

minutes.

CARRIED

R: 265/08
cancellation of the
balances owing on
inactive utility
accounts

7. Moved by Councillor Adams that Council approve the cancellation of the balances owing on inactive utility accounts as follows:

187949-2 in the amount of \$50.04
1552146-1 in the amount of \$58.91
2360777-1 in the amount of \$56.06
2540669-2 in the amount of \$58.91
2541085-1 in the amount of \$56.05
2541201-1 in the amount of \$58.22
191184-4 in the amount of \$53.20

CARRIED

R: 266/08
Contract agreement
with Vadim
Software.

8. Moved by Councillor Adams that Council authorize Administration to enter into a contract agreement with Vadim Software, for the provision of computer system software, at a total cost of \$85,090 (\$74,890 for the package plus set-up expenses estimated to be \$10,200) plus applicable taxes.

CARRIED

R: 267/08
Hosting agreement
with Vadim
Software.

9. Moved by Councillor Ryan that Council authorize Administration to enter into a hosting agreement with Vadim Software, for a sum of \$500 per month plus applicable taxes, for the provision of computer hosting services for the computer software they will be providing, for an initial term of one year after which either party may terminate the agreement upon 30 days prior written notice to the other.

CARRIED

R: 268/08
Contribution
towards the
development/constr
uction of Phase III
of the Spray Lakes
Sawmills' Family
Sports Centre.

10. Council discussed making a contribution towards the development/construction of Phase III of the Spray Lakes Sawmills' Family Sports Centre in Cochrane, based on the 16 Sept 08 request and information from the Spray Lakes Sawmills Recreation Park Society.

Moved by Deputy Reeve Pepper that Council refer the Spray Lakes Sawmills' Recreation Park Society request for a donation to the Community Services Board for their consideration and recommendation to Council.

CARRIED

R: 269/08
Policy E-4, First
Response –
Jamieson Road.

11. Moved by Councillor Dunki that Council approve the amendments to M.D. Policy E-4, First Response – Jamieson Road, as circulated.

CARRIED

R: 270/08
Restorative Justice
Week.

12. Moved by Councillor Adams that Council declare the week of November 16 – 23, 2008 as Restorative Justice Week, authorize the Reeve to sign the proclamation and that the proclamation be posted in the entrance way to the MD office.

CARRIED

R: 271/08
Summer Village of
Waiparous

13. Moved by Councillor Dunki that Council authorize M.D. Administration to enter into a new five year Agreement with the Summer Village of Waiparous, for the provision of "first

Emergency
Services.

response" fire suppression and emergency rescue services, effective 1 Jan 09.

R271(a)/08
Amendment to
Coun. Dunki's
motion

Moved by Councillor Ryan that Coun. Dunki's motion be amended to cover a one year period only, effective January 1, 2009.

CARRIED 3:2
(Councillors Dunki and Adams Opposed)

Council voted on the amended motion.

CARRIED

R: 272/08
Council deny fee
reduction for KGR
Conceptual Plan.

14. Moved by Councillor Adams that Council deny a request to reduce the required application fee for the Kananaskis Guest Ranch Conceptual Plan by 50%.

CARRIED

R: 273/08
Decision on the
requests for new
driveways delayed.

15. Moved by Councillor Dunki that a decision on the recent requests, for new secondary approach driveways, be delayed in order to allow Administration time to review/update standards with respect to driveways within MD hamlets.

CARRIED

R: 274/08
Jumpingpound
Creek Watershed
Management Plan

16. Moved by Councillor Dunki that Council support the Jumpingpound Creek Watershed Management Plan Terms of reference as circulated.

CARRIED

R275:08
draft policy C-7:
Bighorn
Community
Insurance Program.

17. Moved by Deputy Reeve Pepper that Council approve draft policy C-7: Bighorn Community Insurance Program and, when budget discussions are underway, consider the allocation of \$2,700 in the 2009 budget in order to support this policy.

CARRIED

R: 276/08
Fall 2008
Playground
Inspections Report.

18. Moved by Councillor Adams that the Fall 2008 Playground Inspections Report be accepted as information.

CARRIED

R: 277/08
Integrated
Community
Sustainability Plan.

19. Moved by Councillor Ryan that that Council approve, in principle, the draft 1 Oct. 08 Integrated Community Sustainability Plan as circulated; request Administration provide notice of the Plan's availability for review and comment; and that the draft Plan and any comments received be brought back to the December 2008 regular Council meeting, for final adoption.

CARRIED

R: 278/08
Removal of
buildings and
impediments on
Coyote Creek Trail.

20. Moved by Councillor Adams that Council extend the deadline for the removal of buildings and impediments on Coyote Creek Trail to November 14th, 2008.

CARRIED

R: 279/08
Suncor/Shell
Synergy
Conference

21. Moved by Councillor Dunki that Council sponsor Deputy Reeve Pepper to attend the Suncor/Shell Synergy Conference in Red Deer on October 28th and 29th.

CARRIED

22. Council discussed topics to bring forward to Alberta Environment during the AAMD&C Fall Convention. It was agreed an update on CRAZ would be provided with MD representatives

present along with an update on the Exshaw water reservoir and Dead Man's Flats water monitoring.

23. Council discussed possible dates for a Transfer of Development Credits Workshop to be held in Exshaw. The dates include December 11th, 2008 and December 18th 2008.

I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL

-Deputy Reeve Pepper inquired as to whether the Capture the Flag paint-ball operation on Highway 40 had made arrangements for its own solid waste bin on site (as opposed to using the Ghost Transfer Station bins, available to residents only); it was indicated that the operation had purchased its own bin.

-Councillor Ryan inquired about the bicycle park structure erected without M.D. permission on the Trans-Canada Trail, wondering if the liability issue had been clarified; the Assistant Municipal Manager indicated that the M.D.'s insurers had clarified that the structure would be covered under the M.D.'s normal course of liability insurance, as it was not an unusual risk, provided the park structure was built to a usual accepted standard.

-Reeve Cooper asked if there was any update with respect to a reservoir site for the Exshaw water system. The Assistant Municipal Manager indicated that three potential sites had been identified, and the logistics were now being discussed with the M.D.'s engineering consultants.

J. INFORMATION

Moved by Councillor Adams that items J.1- J.12 and J.14 - J.19, be accepted as information.

CARRIED

K. IN CAMERA

Moved by Deputy Reeve Dunki That Council go incamera at 4:23 pm.

CARRIED

Moved by Councillor Adams that Council come out of camera at 5:08 p.m.

CARRIED

Moved by Councillor Dunki that Council authorize Administration to undertake action, including issuing stop orders, assessing fines or taking other such steps allowable under the Municipal Government Act, to enforce the M.D.'s Land Use Bylaw as it relates to the following properties and developments:

- a) NE-12-31-6-W5M – not meeting the conditions of the development permit and failure to obtain a building permit;
- b) Lot 2, Block 3, Plan 6195 jk - construction without a development permit or a building permit;
- c) Lot 3, Block 1, Plan 0013176 - container storage and shipping and;
- d) Lot 2, Block 1, Plan 0013176 - log processing business.

CARRIED

R:280/08
Items J.1 – J.19,
accepted as info.

R:281/08
Council in camera
at 4:23p.m.

R:282/08
Council out of
Camera at 5:08 pm

R: 283/08
Bighorn's Landuse
Bylaw
Enforcement.

R: 284/08
Community
Volunteer –
Lifetime Service
Achievement award

Moved by Deputy Reeve Pepper that Council award a Community Volunteer – Lifetime Service Achievement award to David and Janet Sharplin, in recognition of their outstanding long-term volunteerism and contributions in the Hamlet of Benchlands.

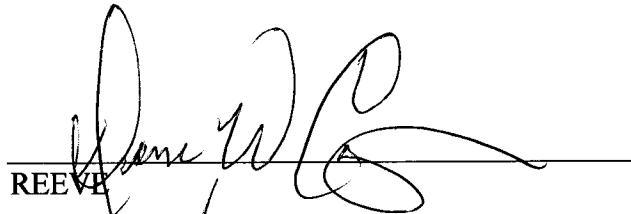
CARRIED

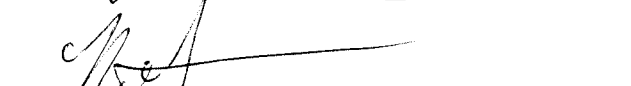
ADJOURNMENT

R:285/08
Meeting adjourned
at 5:09 pm

Moved by Councillor Ryan that the 14 October 08 Regular Council Meeting be adjourned at 5:09 pm.

CARRIED


REEVE


EXECUTIVE ASSISTANT

Oct 10 Meeting of CAAMDC -Hanna

Discussion regarding problem how to draft policy which fit for all communities.

Suggestion to use the word "multi-municipal". (Amendment) consensus is difficult

Lois H from Rocky view likes the resolution, urges us not to get too complicated.

Amendment defeated. Motion passed.

Don Johnson spoke in favor of maintaining grass roots provisions. "We are a motion-driven organization".

Motions

Airports - passed

Involvement in legal matters - Question: will AAMDC support local initiative?
Passed unanimously.

Gerald Rhodes report - May 29th Province announced they were taking over ambulances. Business plans have all been submitted. 80 licensed ambulance services in AB, but only 26 municipal services. 16 want to keep these services.

Concerns: central control, improvement of service, integrated service (fire and ambulance), and first responders will not be removed; the Province will take over assets if they are valued (no junk)

Building Canada fund - signed -88 million dollars, matched by Prov. Will be available for small communities. (On hold at present because of election)

Change in Ag policy adding many new specialists to be available to local Ag boards.

Meeting with Ducks Unlimited.

Compensation survey (90% returned) Customized reports will soon be available.

Elected officials ed prog soon available (see web page)

Move to request that Al, Reeve of Mtnview, be appointed to the new RLF committee

Ambulance Services

Guiding principles - Ems must be responsive to rural and urban needs; must be aligned with health care



The system is now provincially based with an operational arm and a policy-making arm. PRIVATE operators may still be used. Seamless transition of governance and funding. There are now 9 districts and there will somewhere around 9 dispatch centres. Peace and Palliser regions have been pilot regions following the abortive 04 transitions. Planning is underway in areas. Some want out on April 1st, others want to retain their existing services. The intent is to respect local wishes. Contracts will be struck with local groups and municipalities. Terms and conditions will be standard around the PROV. The schedules attaché will vary.

Goal: transition by April 09, no gap in services, constructive relationships through collaborative dialogue.

We will have to budget up to March 31/09 for EMS services and after that the province takes over. This affects us since we contract with surrounding communities for these services.

Joanne Klauer

Craig appeal is due in Jan.

See Holowatiuk v Beaver County re recovery of cost for fire services. The court upheld the bylaw justifying the cost recovery. Costs may be recovered from whoever caused the emergency, or from land owned elsewhere by the owner.

Land Use Framework – biggest issue ever for Municipiatalities

Evan Berger – protection of the landscape, result of extensive consultation, health of air, water is primary concern. Regional planning is focus and each region is unique. There are 6 regions as defined by the watersheds. There has never been any initiative been done on this size and scale. Regional councils will be appointed.) Cumulative effecs approach will be used. Thresholds will be established. Sustainability is key. Healthy habitats will be maintained. Real time monitorin will be established. Historical landuses will be respected.

Local landuses policies and bylaws will have to be aligned with the RULP.

Several questions concerning the fear that local autonomy will be diminished. This is definitely a regional plan and local decisions will be subjected to the authority of the larger planning authority. Headw~~at~~ers regions will be under intense scrutiny.

BR.B.C.:

