

**MUNICIPAL DISTRICT OF BIGHORN NO. 8**

Minutes of the Regular meeting of Council held at 9:00 a.m. on Tuesday, January 13, 2009 in the Council Chambers, MD office, with the following persons present:

**COUNCIL:**

DENE COOPER	REEVE
HUGH PEPPER	DEPUTY REEVE
MARIA DUNKI	COUNCILLOR
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
KATHERINEVAN KEIMPEMA	DIRECTOR OF FINANCE

**CALL TO ORDER**

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

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

**A. APPROVAL OF AGENDA**

The following additions were made to the agenda:

- Business Arising from the minutes Item D.1 - Noise Bylaw
- Business Arising from the minutes Item D.2 - Gravel Report
- New Business Item H. 21 – Action for Agriculture – Donation Request
- New Business Item H. 22 – FMC Attendance
- New Business Item H. 23 – Highway 40 Safety Concerns

Moved by Councillor Dunki that the January 13, 2009 agenda be adopted as amended.

**CARRIED**

**B. MINUTES**

Moved by Councillor Adams that the December 09, 2008 Council meeting minutes be adopted with the following changes:

**R: 02/09**  
December 09, 2008 Council mtg minutes adopted.

Page 2, under Councillors' Reports, Coun. Ryan:

-change the last line of Councillor Ryan's report to read:

"A major industrial client (which is a taxpayer in the MD), which provides about 1/3 of annual Landfill revenue, was faced with the prospect of being unable to tip at the FCL beyond 2008. The new CAO of the BVWMC has found a way to extend the lifespan of the Lime Waste cell well into the future and preserve the revenue source."

Page 4, Item H.5, second part change to read as follows:

"...in Cochrane and that the tax rate stabilization fund be used to offset the increase in Tax Requisition as a result of the contribution."

**R: 03/09**

November 19,  
2008 MPC mtg  
minutes rec'd as  
info.

**CARRIED**

Moved by Councillor Ryan that the MPC November 19, 2008 meeting minutes be received as information.

**CARRIED**

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

- Councillor Adams reported the Bow Valley Regional Housing Board approved the establishment of an Assistant CAO position and 38 applications were received. He expects a shortlist of 6 will be made and hiring will be completed by the end of the month. The creation of the new position was triggered by the purchase of the Abbeyfield Building.
- Councillor Ryan reported the Historic Resources Committee has good direction and an asset inventory is underway. There have been some problems ascertaining the conditions of buildings in Seebe, but an inspection should be completed this month. Exshaw residents have indicated they would like the gates of the St. Bernard's Church incorporated into some feature in the town, possibly as public garden gates so they will not be lost. There is talk about creating a photo database of area buildings and architectural features for future reference.
- Reeve Cooper reported he has received the Graymont permit renewal application package, though he has not had time to read it.

He also, attended a session put on by the MD of Rockyview which outlined that MD's demographics and the organization's administrative functions. The Reeve requested a copy of the Power Point presentation to share with Council.

The Reeve also attended a BOWDA luncheon in Canmore where Mayor Ron Casey gave an update on the current issues the Town is facing. Among other things, there has been a downturn in development in Canmore and Reeve Cooper feels industrial development in Bighorn may insulate the MD during an economic recession.

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

Councillor Ryan requested an update on the Noise Bylaw started in 2008. The Planning Officer reported the bylaw is in the draft stage now, but will be coming back to Council in the near future.

The Operations Manager reported he attended a regional gravel meeting last week at Red Deer College to determine the suitability of the MD's participation. He noted that other towns have begun to form sub-groups to pool their gravel resources and jointly sell gravel.

## **E. DELEGATIONS**

Staff Sergeants Shannon Johnson and Blaine Snuk of the Canmore RCMP came to discuss community policing plans with Council: it was indicated that the RCMP might try reviving Neighbourhood Watch programs in the applicable hamlets, and also meeting with the community associations/businesses to discuss security measures, in hopes of counter-acting a number of break-ins, vandalism, thefts, etc. The RCMP were also suggesting that the speed

on Highway 1A, between Exshaw and Kananaskis Village should be lowered to 60 km/h: they noted that, coming out of the 60 km/h zone in Exshaw, vehicles could legally speed up to 100 km/h for a very short distance, before hitting K-Village, and having to reduce again to 60. They felt that it made more sense to keep speeds at the lower constant limit; however, the Exshaw Councillors noted that the local industries did not favour dropping to 60, as it affected their production.

Council also suggested that future RCMP delegations should include Cochrane RCMP to better represent the interests of the entire MD.

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

**R: 04/09**  
Kananaskis Guest  
Ranch  
Conceptual Plan

1. Moved by Councillor Ryan that Council amend the August 27, 2008 version of the Kananaskis Guest Ranch Conceptual Plan as recommended by Administration, make any other amendments it deems appropriate, and then adopt the Conceptual Plan by resolution.

**CARRIED**

#### **G. BYLAWS**

**R: 05/09**  
Second reading  
of draft Bylaw  
09-Z/08

1. Moved by Councillor Adams that Council review the amendments made at second reading of draft Bylaw 09-Z/08, a bylaw amending the Land Use Bylaw as it applies to Lot A, Plan 0110091 (Kananaskis Guest Ranch), consider those amendments in the context of the associated conceptual plan, and then give third reading to the draft Bylaw, with the following amendments:

Under section 35.1.1 the last line should be replaced with the following:

“Any development that takes place in this District shall be designed and regulated with the understanding that this is a commercial tourism oriented property that is located near other lands that are intended to be used in the long term for industrial purposes, including quarrying activities”.

**CARRIED**

#### **H. NEW BUSINESS**

**R: 06 /09**  
Cheques Issued  
Report for  
December, 2009.

1. Moved by Councillor Ryan that Council accepts for information, the payroll cheques issued report for EFT numbers 921 - 982 in the amount of \$80,535.30 and the register for A/P cheques issued and voided cheques, numbers 241659 to 241776 in the net amount of \$147,932.37 for the month of December, 2008.

**CARRIED**

**R: 07/09**  
Budget vs Actual  
December Notice  
accepted as  
information.

2. Moved by Deputy Reeve Pepper that Council receive as information notice that the regular Budget vs. Actual spending report will not be available until the February Council meeting.

**CARRIED**

**R: 08/09**  
Sanitary sewer  
system Rate  
increase for the  
Hamlet of Harvie  
Heights.

3. Moved by Councillor Dunki that Council approve a rate increase for the Hamlet of Harvie Heights sanitary sewer system of 4%, from \$1.35/m<sup>3</sup> per to \$1.40/m<sup>3</sup> effective March 1, 2009.

**CARRIED**

**R: 09/09**  
rate increase for  
the Hamlet of  
Harvie Heights  
water service

4. Moved by Councillor Adams that Council approve a rate increase for the Hamlet of Harvie Heights water service – commodity charge of 6%, from \$0.90/m<sup>3</sup> to \$0.96/m<sup>3</sup> effective March 1, 2009.

**CARRIED**

**R: 10/09**  
Sewer rates for  
Dead Man's Flats  
and Exshaw  
amended.

5. Moved by Councillor Dunki that Council amend by resolution the sewer rates for Dead Man's Flats and Exshaw in Schedule "G" of Bylaw 32/96 as presented with a 4% increase to be effective March 1, 2009.

**CARRIED**

**R:11 /09** Refund  
of \$375.81 in  
grants-in-lieu .

6. Moved by Councillor Dunki that Council authorize the refund of \$375.81 in grants-in-lieu from the Canadian Broadcasting Corporation relating to 2005.

**CARRIED**

**R:12 /09**  
Financial  
reporting of  
capital assets  
frequency.

7. Moved by Councillor Ryan that Council approve proposed Capital Asset policy F-13, a new policy covering the financial reporting of capital assets in order to promote the sound corporate management of capital assets and to comply with the Public Sector Accounting Board (PSAB) Handbook Section PSAB 3150.

**CARRIED**

**R:13 /09**  
Information  
Report on Alberta  
Permit Pro's  
Suspension of  
Accreditation

8. Moved by Deputy Reeve Pepper that Council accepts the December 22, 2008 Information Report on Alberta Permit Pro's Suspension of Accreditation as information.

**CARRIED**

**R:14 /09** Council  
decline to sell the  
Coyote Creek  
Municipal  
Reserve.

9. Moved by Councillor Ryan that Council decline to sell the Coyote Creek Municipal Reserve at this time and that Council direct Administration to ensure Council's original direction to restore the trail to its original use be followed.

**CARRIED**

**R:15 /09** Wildlife  
Corridor/Habitat  
Patch  
Development  
Guidelines  
Review tabled.

10. Moved by Councillor Ryan that Council table, until its regular February meeting, discussion of the "Wildlife Corridor/Habitat Patch Development Guidelines Review, Terms of Reference – December 11, 2008".

**CARRIED**

**R:16 /09**  
update of the  
existing Dead  
Man's Flats Area  
Redevelopment  
Plan review  
approved.

11. Moved by Councillor Adams that Council approve a review and update of the existing Dead Man's Flats Area Redevelopment Plan, and with that review to include portions of the "design guidelines" document prepared by IBI Group within the ARP.

**CARRIED**

**R: 17/09**  
Subdivision  
agreement with  
1312541 Alberta  
Ltd.

12. Moved by Councillor Adams that Council enter into a subdivision agreement with 1312541 Alberta Ltd. to ensure that the requirements of Subdivision No. 2409-23NE(8)E are met, and authorize the Reeve and Executive Assistant to sign the agreement on Council's behalf.

**CARRIED**

**R: 18/09**  
Land Use Bylaw  
Review – Draft  
section accepted  
as information.

13. Moved by Councillor Adams that Council accept the January 6<sup>th</sup>, 2009 Information Report on "Land Use Bylaw Review – Draft section for Council information: Enactment, Interpretation and Definitions, and General Regulations" as information.

**CARRIED**

**R: 19/09**  
Planning and  
Development  
Department's  
2007 Year End  
Report accepted  
as information.

14. Moved by Councillor Ryan that Council accept the Planning and Development Department's 2007 Year End Report as information.

**CARRIED**

**R: 20/09**  
Town of  
Canmore's  
proposed Road  
Closure Bylaw 29  
– 2008

15. Moved by Deputy Reeve Pepper that Council direct Administration to indicate to the Town of Canmore that the MD of Bighorn has no objection to the Town's proposed Road Closure Bylaw 29 – 2008, but that Bighorn Council is very much interested in being consulted regarding the future development proposals for this area given unresolved wildlife corridor issues to the east and the land's proximity to the Hamlet of Dead Man's Flats.

**CARRIED**

**R: 21/09**  
Application to the  
Building Canada  
Fund –  
Communities  
Component.

16. Moved by Councillor Dunki that Council direct Administration to prepare an application to the Building Canada Fund – Communities Component, for grant funds towards the Dead Man's Flats water and sewer project and instruct Administration to use their best judgment to attempt to apply for further funding for the proposed Exshaw water system.

**CARRIED**

**R: 22/09**  
Exshaw Riding  
Association lease  
agreement  
extension.

17. Moved by Councillor Adams that Council, in response to the 25 July 08 request, agree to extend the termination date on the current Exshaw Riding Association lease agreement on Lot 1 Block 1 Plan 9913384 in the Exshaw Industrial Park, to April 1, 2012 (granting a two-year extension to the current term).

**CARRIED (3:2)**

(Councillor Dunki and Deputy Reeve Pepper opposed)

**R: 23/09**  
Auditor's reports  
reduced.

18. Moved by Councillor Dunki that the M.D. of Bighorn reduce the requirements for Auditor's reports, from quarterly (four per year) to biannual (twice per year, at six months and year-end financial statements) reporting.

**CARRIED**

**R: 24/09**  
Dual Driveway  
request denied.

19. Moved by Councillor Dunki that Council deny the requests for two driveways for one residential lot, as proposed in the two applications
- a) for Lot 10, Block 8 Plan 6402HX (Harvie Heights); and
  - b) for Lot 1 Block 7 Plan 0610644 (Lac Des Arc).

**CARRIED**

**R: 25 /09**  
Discussion of  
development of  
the road  
allowance West  
Jumpingpound  
postponed.

20. Moved by Councillor Ryan that Council postpone, until its regular February meeting, discussion of the development of the road allowance running east-west between SW 1-25-6-W5 and NW 36-24-6-W5 in West Jumpingpound.

**CARRIED**

**R: 26 /09**  
donation to the  
2009 Action for  
Agriculture  
conference.

21. Moved by Councillor Dunki that Council authorize a \$250 donation to the 2009 Action for Agriculture conference, to be held February 27, 2009.

**CARRIED**

**R: 27 /09**  
Registration for  
the FMC  
conference.

22. Moved by Councillor Dunki that Council allow Councillor Ryan to register for the Federation of Canadian Municipalities' 2009 conference in Whistler B.C., at his discretion.

**CARRIED**

23. Deputy Reeve Pepper discussed his concerns regarding the safety of Highway 40 near the bridge in Waiparous. Blind corners near the entrance to the bridge make travel dangerous, particularly when water trucks are in the area. He would like to start communicating with Alberta Transportation and Utilities to find a solution.

**I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL**

**J. INFORMATION**

**R:28 /09**  
Items J.1- J.21  
accepted as  
information.

Moved by Councillor Adams that items J.1- J.21 be accepted as information.

**CARRIED**

**K. IN CAMERA**

**R:29 /09**  
Council incamera  
at 3:35 pm.

Moved by Councillor Adams That Council go incamera at 3:35 pm.

**CARRIED**

The Executive Assistant left council chambers at 4:00 pm.

**R:30/09**  
Council out of  
camera at 4:17  
pm.

Moved by Councillor Adams that Council come out of camera at 4:17 pm.

**CARRIED**

The Executive Assistant returned to council chambers at 4:17 pm.

**R: 31/09**  
Administration to  
prepare/discuss  
with Shell a  
proposal re: road  
issues in West  
Jumping Pound.

1. Moved by Councillor Dunki that Council authorize Administration to prepare and discuss with Shell Canada a proposal regarding road issues in West Jumping Pound.

**CARRIED**

**R: 32/09**  
Meeting  
adjourned at 4:27  
pm.

**ADJOURNMENT**

Moved by Councillor Adams that the January 13, 2009 Regular Council Meeting be adjourned at 4:27 pm.

**CARRIED**

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REEVE

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DRAFT

EXECUTIVE ASSISTANT