

MUNICIPAL DISTRICT OF BIGHORN NO. 8

Minutes of the Regular meeting of Council held at 9:00 a.m. on Tuesday, November 10, 2009 in the Council Chambers, MD office, with the following persons present:

COUNCIL:

DENE COOPER	REEVE
HUGH PEPPER	COUNCILLOR
MARIA DUNKI	DEPUTY REEVE
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

Reeve Cooper called mtg. to order at 9:05 am.

CALL TO ORDER

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

A. APPROVAL OF AGENDA

The following additions were made to the agenda:

- Business Arising From the Minutes Item D. 2: MD Biosolids Update
- Correspondence Item J. 18 Bow Valley Waste MD of Bighorn Biosolids Project
- Correspondence Item J. 19 BonnyBooks Article
- In Camera Item K. 3: Legal
- In Camera Item K. 4: Legal

Moved by Deputy Reeve Dunki that the November 10, 2009 agenda be adopted as amended.

CARRIED

B. MINUTES

R: 303/09
Oct. 13/09 Org
mtg minutes
adopted.

1. Moved by Councillor Adams that the October 13, 2009 Organization Meeting minutes be adopted as circulated.

CARRIED

R: 304/09
Oct. 13/09
Council mtg
minutes
adopted.

2. Moved by Councillor Adams that the October 13, 2009 Council meeting minutes be adopted with the following amendments:

- Delete the second "that Council" in resolution 293/09;

-Under Councillor Reports, Councillor Pepper's report be corrected to read:
"Councillor Pepper reported the BRBC is developing a list of indices which can be used to assess the health of our water shed. This work is proceeding with the assistance of consultants (TESERA)."

CARRIED

R: 305/09
Oct. 13, 09
Public Hearing
min. adopted.

3. Moved by Deputy Reeve Dunki that the October 13, 2009 Bylaw 09/09 Public Hearing Minutes be adopted as circulated.

CARRIED

R: 306/09
Oct 15, 09 B/L
04/09 Public
Hearing min.
adopted.

4. Moved by Councillor Adams that the October 15, 2009 Bylaw 04/09 Public Hearing Minutes be adopted as circulated.

CARRIED

Councillor Pepper declared that he may have a pecuniary interest in Minutes Item B. 5 as his property is in close proximity to the land involved at the public hearing; he vacated the Council chambers at 9:14 a.m., and was absent during the discussions/voting on this item.

R: 307/09
Oct 15, 09 B/L
05-Z/09 Pub.
Hrg min.
adopted.

5. Moved by Councillor Ryan that the October 15th 2009 Bylaw 05-Z/09 Public Hearing Minutes be adopted as circulated.

CARRIED

Councillor Pepper returned to chamber at 9:15 a.m.

R: 308/09
Oct 29, 09
B/L11-Z/09
Pub. Hrg mins
adopted.

6. Moved by Councillor Adams that the October 29, 2009 Bylaw 11-Z/09 Public Hearing Minutes be adopted as circulated.

CARRIED

R:309/09
Aug 24, 09,
Sept. 23/09,
Oct 8/09
Heritage
Resources
Comm mins
accepted as
info.

7. Moved by Councillor Ryan that the August 24, 2009, September 23, 2009 and October 8, 2009 Heritage Resource Committee meeting minutes be accepted as information.

CARRIED

C. COUNCILLOR'S REPORTS

- Councillor Pepper reported his attendance at the Suncor/Shell Synergy Conference in Red Deer and reported on the ongoing work of the BRBC.
- Councillor Ryan reported he was unable to attend the Southern Alberta Waste to Energy Association conference, but would go to the follow up meeting on November 14th, 2009.
- Deputy Reeve Dunki reported she would be attending the Spray Lakes Sawmills Advisory Committee and asked Council to forward any questions or comments to her, for discussion at the meeting.
- Councillor Adams reported the ongoing work of the Bow Valley Regional Housing Committee. He said there would be an official ribbon cutting at Cascade house on Dec. 4th and invitations would be sent to Council for that event.
- Reeve Cooper reported the Calgary Regional Airshed Zone received full funding from Alberta Environment for

their operational support.

D. BUSINESS ARISING FROM MINUTES/NOTES

Councillor Pepper declared that he may have a pecuniary interest in Item D. 1 as his property is in close proximity to the land involved at the public hearing; he vacated the Council chambers at 9:35 a.m., and was absent during the discussions on this item.

R: 310/09
MDP
References at
Bar C Public
Hearing
accepted as
information.

1. Moved by Councillor Adams that Council accept the Administrative report on MDP References at Bar C Public Hearing (Bylaw 04-09) report as information.

CARRIED

Councillor Pepper returned to Council chambers at 9:40 a.m.

E. DELEGATIONS

Ester Johnson and Susan MacDonald from the Energy Resources Conservation Board (ERCB) discussed the board's roles and responsibilities in the community with Council.

F. UNFINISHED BUSINESS

R: 311/09
River's
Bend/Limestone
Valley
Conceptual
Scheme

1. Moved by Councillor Adams that Council indicate to Administration that a public hearing regarding the River's Bend/Limestone Valley Conceptual Scheme is not needed, and that Council requires amendments to the Conceptual Scheme based on referral responses from agencies and landowners prior to consideration of adopting the plan by resolution.

CARRIED

G. BYLAWS

R: 312/09
Bylaw 03/08
2nd reading.

1. Moved by Councillor Adams that Council give second reading to proposed Bylaw 03/08, the new M.D. Streets and Roads Bylaw, as amended.
 - That the definition of "Roadway" in Sub-section 79 be moved into the "Definitions" section.

CARRIED

R: 313/09
Exshaw
excluded from
bylaw
enforcement
during water
project.

Moved by Councillor Ryan that Council excludes the Hamlet of Exshaw from the enforcement of the provisions in Subsections 5,6, and 13-30 of proposed Bylaw 03/08, until such time as decided otherwise by Council, in order to facilitate the installation of the water project.

CARRIED

R: 314/09
Bylaw 03/08
3rd reading.

Moved by Deputy Reeve Dunki that Council give third and final reading to proposed Bylaw 03/08, the new M.D. Streets and Roads Bylaw.

CARRIED

R: 315/09
Bylaw 12-Z/09
1st reading.

2. Moved by Deputy Reeve Dunki that Council give first reading to Draft Bylaw 12-Z/09, a bylaw to amend Land Use Bylaw No. 19/96 in order to correct a clerical error in the land use district applied to Lot 5, Block 3, Plan 8810073 in Exshaw.

CARRIED

R: 316/09
Bylaw 12-Z/09
2nd reading.

Moved by Councillor Ryan that Council give second reading to Draft Bylaw 12-Z/09, a bylaw to amend Land Use Bylaw No. 19/96.

CARRIED

H. NEW BUSINESS

R:317/09
October payroll
EFT payments
register for A/P
cheques issued
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 \$87,48.99 and the register for A/P cheques issued, numbers 243065 to 243186 and 00002-0001 in the net amount of \$196,613.91 for the month of October 2009.

CARRIED

R: 318/09
Balance Sheet
and Budget vs.
Actual Report
accepted.

2. Moved by Councillor Pepper that Council review and accept the Balance Sheet and Budget vs. Actual Spending Report to October 31st, 2009 as information before adjustments and review by the auditor.

CARRIED

R: 319/09
Tax penalty
waiver request
denied.

3. Moved by Deputy Reeve Dunki that Council deny the request to reduce/waive the \$201.58 of property tax penalties assessed on tax roll #185792.

CARRIED

R:320/09
BDO
Dunwoody
LLP appointed
as auditor.

4. Moved by Councillor Adams that Council appoints the firm of *BDO Dunwoody LLP* as auditors for the accounting years 2009, 2010 and 2011.

CARRIED

R: 321/09
Council
expense claims
approved.

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

Date	Councillor	Purpose	Amount
5 Oct	Reeve Cooper	Mtg w/ Alta. Transportation regional director in Calgary, re various issues	\$150.00
13 Oct	Reeve Cooper	Min. of Mun. Affairs Regional Consultation session in Chestermere	\$150.00 + mileage
25 Sept	Coun. Ryan	SAWEA waste facility tour in Burnaby	\$150.00 + mileage
8-9 Oct	Coun. Ryan	HRC conference in Edmonton	\$300.00
19 Oct	Coun. Ryan	Meeting w/ Transalta re Seebe building preservation	\$150.00

CARRIED

R: 322/09
Alberta Safety
Codes Act
review draft
letter accepted.

6. Moved by Councillor Ryan that Council authorize the submission of the draft 2 Nov 09 letter to the Minister of Municipal Affairs, regarding the Alberta Safety Codes Act review, providing Council's request for amendments to the Act, specifically Section 66 ("A bylaw of a municipality that purports to regulate a matter that is regulated by this Act is inoperative.").

CARRIED

R:323/09
Discussions re
Potable water:
Copperstone
Resort.

7. Moved by Councillor Adams that Council authorize Administration to discuss, with the Town of Canmore, the issue of the supply of potable water to the Copperstone Resort complex in Dead Man's Flats.

CARRIED

R:324/09
\$1000
donation to
Bow River
Basin Council

8. Moved by Councillor Pepper that Council provide a \$1,000.00 donation for general operating purposes, to the Bow River Basin Council for the calendar year 2010.

CARRIED

R: 325/09
Response to
Clearwater
County's Prop
Land Use
Bylaw Amend
accepted.

9. Moved by Councillor Ryan that council accept Referral Response to Clearwater County's Proposed Land Use Bylaw Amendment report as information.

CARRIED

R: 326/09
2010 Olympic
Torch Relay to
be advertised.

10. Moved by Deputy Reeve Dunki that Council consider advertising the 2010 Olympic Torch Relay and its planned stop in Exshaw to the MD of Bighorn residents using all of the various publications, including the M.D. Newsletter, the Community Bulletin, and the Up the Creek newsletter.

CARRIED

R: 327/09
Grier House
preservation.

11. Moved by Deputy Reeve Dunki that, based on the recommendation of the Heritage Resources Committee, Council direct Administration to work with the landowner of Lot 6, Plan 89B to explore options and opportunities for preserving the ruins of the Grier House for future interpretive purposes.

R: 328/09
heritage
inventory
contract to
Heritage
Collaborative
Inc.

12. Moved by Councillor Ryan that based on the recommendation of the Heritage Resources Committee, Council award the contract to undertake the Municipal District of Bighorn's heritage inventory to Heritage Collaborative Inc.

CARRIED

R: 329/09
ASEAB chair
appointed

13. Moved by Deputy Reeve Dunki that Council appoint Bryan Weerstra as Chairperson of the Agricultural Service and Environmental Advisory Board.

CARRIED

R: 330/09
letter of
support to the
Jumpingpound
Creek
Watershed
Partnership.

14. Moved by Councillor Pepper that, as per the recommendation from the Agricultural Services and Environmental Advisory Board, Council provide a letter of support to the Jumpingpound Creek Watershed Partnership, for their application for Environment Canada EcoAction grant funding, to draft the Water Management Plan for the Creek.

CARRIED

R: 331/09
Community
Services Board
grant remnds
for 2010
(except ELS,
ESC.

15. Moved by Deputy Reeve Dunki that Council approve the Community Services Board grant recommendations for 2010 with the exception of the Exshaw Library Society and the Exshaw Community Association and include them as part of the budget process.

CARRIED

(4:1 Coun. Adams opposed)

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 2:08 p.m., and was absent during the discussion and voting on this item.

R: 332/09
Community
Services Board
grant remnds

Moved by Deputy Reeve Dunki that Council approve the Community Services Board grant recommendations for 2010 for the Exshaw Library Society and the Exshaw School Council and include them as part of the budget process.

for 2010 ELS,
ESC.

Councillor Ryan returned to Chambers at 2:09 p.m.

CARRIED

R: 333/09
Community
Services Board
funds carried
to the 2010
budget.

- 16.** Moved by Councillor Ryan that Community Services Board surplus grant funds of \$5,700.00 be carried forward to the 2010 budget.

CARRIED

Council asked Administration to include a request for ratepayer input regarding the updating of the MD website in the upcoming newsletter.

R: 334/09
Newsletter
Articles to be
reviewed.

- 17.** Moved by Councillor Ryan that Council reviews the attached articles for the December 2009 newsletter and approves them for publication.

CARRIED

R: 335/09
Dep Reeve
Dunki to
attend course.

- 18.** Moved by Councillor Pepper that Council support Deputy Reeve Dunki's attendance of the EcoSystem Based Conservation Planning course on November 18/ 19 2009.

CARRIED

I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL

- Councillor Pepper asked Administration to continue looking for a solution to the visibility problem on the Waiparous Bridge. Administration noted the bridge is within the Summer Village of Waiparous boundaries and that further discussions should be the responsibility of the Summer Village and Alberta Transportation.
- Councillor Ryan noted it was brought to his attention that someone has been building ATV trails next to the Bow River in the Hamlet of Exshaw. Administration said Bylaw would be sent to investigate.
- Deputy Reeve Dunki asked Administration what happened to the receptacles for recycling milk containers on Jamieson Road.
The Operations manager said milk containers are refundable and therefore should be returned to bottle depots, but he would verify.
- Councillor Adams asked if the Lac Des Arcs rumble strip issue was referred to the BCEC sub-trucking committee. Administration said it would be added to the agenda.
- Reeve Cooper congratulated the Assistant Manager on his work with the Legacy Trail which will span from Canmore to Banff.
The Reeve also noted that CPR did a great job with the alternative crossing while the track was being repaired. However, the next week a train blocked the track for over 40 minutes while people waited in their cars, despite a call to CPR in Calgary. He asked Administration to please pass this on to CPR.

J. INFORMATION

Moved by Councillor Adams that items J.1- J.19 be accepted as information.

R:336/09
Items J.1-
J.19 accepted
as
information

CARRIED

K. IN CAMERA



R: 337/09
Council
incamera at
2:50 p.m

Moved by Councillor Adams that Council go incamera at 2:50 p.m.

CARRIED

R: 338/09
Council out of
camera at 5:00
p.m.

Moved by Councillor Ryan that Council come out of camera at 5:00 p.m.

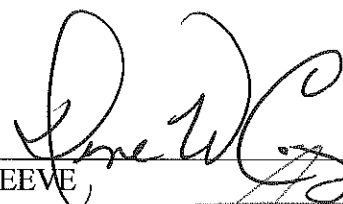
CARRIED

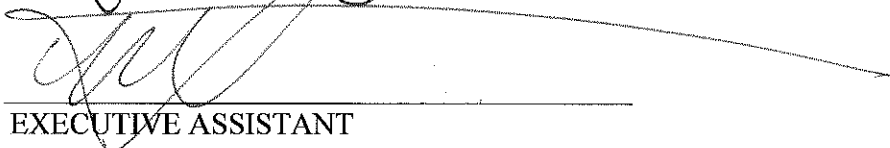
ADJOURNMENT

R:339/09
Meeting
adjourned at
5:00 p.m.

Moved by Councillor Adams that the November 10, 2009 Regular Council Meeting be adjourned at 5:00 p.m.

CARRIED



REEVE

EXECUTIVE ASSISTANT