

MUNICIPAL DISTRICT OF BIGHORN NO. 8

Minutes of the Regular meeting of Council held at 9:00 a.m. on Tuesday, June 13, 2006
in the Council Chambers, M.D. offices, with the following persons present:

COUNCIL:

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

STAFF: MARTIN BUCKLEY	CHIEF ADMINISTRATIVE OFFICER
GREG BIRCH	ASSISTANT MUNICIPAL MANAGER
CHERYL MICKELSON	MUNICIPAL SECRETARY
HUGH PETTIGREW	DIRECTOR OF OPERATIONS
HELENE HESSE	FINANCE OFFICER

CALL TO ORDER

Reeve Dunki called the meeting to order at 9:00 a.m.

A. APPROVAL OF AGENDA

Moved by Deputy Reeve Adams that the agenda for the June 13, 2006 Regular Council meeting be adopted with the following amendments:

- Business Arising Item D.2.: Air Quality Management Meeting
- Unfinished Business F.9.: Item J.7. Letter from James Allen, Alberta Sustainable Resource Development dated May 25, 2006 RE: Feral Rabbits
- Unfinished Business F.6.: Letter from V. Henning RE: Harvie Heights Playground
- New Business Item H.3.: Replacement copy of Council Expense Payments
- New Business Item H.11.: Minister Coutts – Thank you
- New Business Item H.12.: Industrial Lots – Vandalism
- In Camera Item K.1.b): Personnel Issue
- In Camera Item K.1.c) Personnel Issue

CARRIED

B. MINUTES

1. Moved by Councillor Cooper that the minutes of the May 9, 2006 Council meeting be adopted with the following amendments:
 - Page 4, item 14, change the first part of the second sentence to read ‘Councillor Ryan received comments of concern from Exshaw Residents that residents from Canmore...’.
 - Page 5, item 17, delete the first paragraph to read “Councillor Cooper noted the following issues regarding this referral: 1. roads are not presently designed to

R: 184/06
June 13/06
Agenda adopted
as amended

R: 185/06
May 9/06
Council min.
adopted with
amendments

handle the traffic; 2. the CPR private road might come into greater use creating a dust issue; 3. the large spruce trees on the property are an important natural defense for all of South Exshaw buffering the effects of the dust storms off Lac des Arcs; 4. the subdivision was not designed for the higher density.”

CARRIED

2. Moved by Councillor Ryan that the minutes of the Public Hearing for Bylaw 07-Z/06 held on May 16, 2006 be adopted as circulated. CARRIED

R: 186/06
PH -07-Z/06
adopted as circ.

C. MEETING NOTES/COMMUNITY MINUTES

1. Moved by Councillor Pepper that Council acknowledge that the following minutes have received approval:
 - a) Municipal Planning Commission – April 19, 2006

CARRIED

R: 187/06
Acknowledge
Committee/
Board minutes
that received
approval

D. BUSINESS ARISING FROM THE MINUTES/NOTES

2. Councillor Cooper briefed Council on the Air Quality Management meeting, noting that Kevin Warren has been hired as a CASA contractor to research an air quality zone which could include the MD of Bighorn. He noted that this study will take approximately 4 months to complete and that the contractor would like to meet with Council at the next Council meeting; also the contractor would like to meet with the Bighorn Corridor Environment Committee (BCEC) and the Lac des Arcs Community Association. Councillor Cooper noted that the BCEC agreed to a 26 June meeting, for the presentation to them, and that Council members and the Lac des Arcs Community Association could attend the meeting.

Moved by Councillor Ryan that Council approve the June 26, 2006 Bighorn Community Environment Committee meeting with Mr. Kevin Warren.

CARRIED

R: 188/06
Approve June
26/06 BCEC mtg

E. DELEGATIONS

1. Debra Anstey, Sheila Klein and Rebecca Graham from the Exshaw School were in attendance to speak about the literacy initiative at the Exshaw school. Their powerpoint presentation is attached to the agenda package. They noted that, since the implementation of this initiative, the School has been very successful in bringing the students up to where they should be in reading and in some cases surpassing the normal reading levels. Council thanked them for their presentation and offered their congratulations for doing a superb job on this initiative.
2. Randy Bates and Harvey Buckley were in attendance to speak about the minimum tax rate imposed on grazing leases and deeded land. Their presentations are attached to the Agenda package. Mr. Bates noted that some lands are very hard to get to and not used for anything. Deputy Reeve Adams noted that the minimum rate was set due to the cost of assessing and Administration costs. Councillor Cooper questioned how many small

parcels (40 acres and under) there were, if there was a minimum lease fee assessed by the lessor, and what is being produced on the land.

3. Mark and Don Tannas were in attendance to speak about the minimum tax rate, their presentation is attached to the Agenda package. Mark Tannas noted that every grazing lease is different and the leases are redone every 10 years. He noted that X number of acres means X number of cows allowed. It was also noted that the County of Mountain View puts out 1 notice for each section of land instead of 1 notice for each roll number. It was also stated that the MD of Bighorn is in the green zone for grazing leases which means that the leased land is mostly treed and other jurisdictions like Mountain View and Clearwater County are in the white zone which the leased land is mostly cleared land.

F. UNFINISHED BUSINESS

1. The CAO noted that the agreement, for Lot 18 MR to ER Designation, from the Harvie Heights Community Association was received this morning.
3. Moved by Councillor Pepper that Council give 2nd reading to Bylaw 07-Z/06, a bylaw to amend the Land Use Bylaw as it relates to the keeping of horses and llamas in the Hamlet of Benchlands, with the following amendments:
 - add a clause to allow some temporary horse-holding use without the need for a development permit; for instance, for up to 7 days per month throughout the year.
 - specifically address the time limit and conditions under which the MD would determine if a use has been discontinued. (The MGA states that if a use of lands or buildings is discontinued for more than 6 months, the development approval is deemed to have ended. This is done in the context of a non-conforming use. The fear expressed at the public hearing was that this may encourage people to keep horses or llamas on the property for a longer period – more than six months – than the land will realistically sustain.)

CARRIED 4 - 1

IN FAVOUR:	OPPOSED:
Reeve Dunki	Deputy Reeve Adams
Councillor Cooper	
Councillor Pepper	
Councillor Ryan	

6. Moved by Councillor Ryan that Council direct staff to address the safety concerns at the Harvie Heights Community Playground for liability reasons and that the Community Association be informed that any upgrades to the Harvie Heights Community Playground should be put forth to the grant process at the MD of Bighorn.

CARRIED 4 - 1

IN FAVOUR:	OPPOSED:
Reeve Dunki	Deputy Reeve Adams
Councillor Cooper	
Councillor Pepper	

R: 189/06
2nd Reading to
Bylaw 07-Z/06
with amendments

Carried 4-1

R: 190/06
Address Safety
Concerns at HH
Community
Playground

Carried 4-1

Councillor Ryan

R: 191/06
1st Reading
Bylaw 06/06
Weed Notice
Appeal
Committee

7. Moved by Councillor Cooper that Council give first reading to draft Bylaw 06/06, to establish a Weed Notice Appeal Committee.

CARRIED

R: 192/06
2nd Reading
Bylaw 06/06

Moved by Deputy Reeve Adams that Council give second reading to Bylaw 06/06.

CARRIED

R: 193/06
Consent
Bylaw 06/06

Moved by Councillor Cooper that Council give consent to proceed with third and final reading of Bylaw 06/06 at this meeting.

CARRIED UNANIMOUSLY

R: 194/06
3rd Reading
Bylaw 06/06

Moved by Councillor Pepper that Council give third and final reading to Bylaw 06/06.

CARRIED

R: 195/06
Review on P-
1/P6 as info

8. Moved by Councillor Pepper that the information provided on the review of policies P-1 and P-6, regarding Roads in Jamieson Area be accepted as information. CARRIED

9. Council discussed the feral rabbit situation and the letter received from Alberta Sustainable Resource Development which stated that they do not have any legislative empowerment to deal with this issue. Council directed Administration to look into any prohibitions on trapping the feral rabbits.

G. BYLAWS

R: 196/06
1st Reading
Bylaw 11-Z/06
PH July 17/06
& 7pm @
Beaupre Hall

1. Moved by Councillor Pepper that Council give first reading to draft Bylaw 11-Z/06, a bylaw amending the Land Use Bylaw by redesignating NW Section 23, Township 26, Range 7 W5M (64.7 ha) from Agriculture Conservation District to Small Holdings District, and set the hearing for July 17, 2006 commencing at 7:00 p.m. to be held at Beaupre Hall. CARRIED

R: 197/06
Bylaw 12/06
1st Reading

2. Moved by Councillor Cooper that Council give first reading to draft Bylaw 12/06, the Bylaw Enforcement Officer Bylaw.

CARRIED

R: 198/06
Bylaw 12/06
2nd Reading

Moved by Deputy Reeve Adams that Council give second reading to Bylaw 12/06.

CARRIED

R: 199/06
Consent

Moved by Councillor Ryan that Council give consent to proceed with third and final reading of Bylaw 12/06 at this meeting.

CARRIED UNANIMOUSLY

R: 200/06
3rd Reading
Bylaw 12/06

Moved by Deputy Reeve Adams that Council give third and final reading to Bylaw 12/06.

CARRIED

H. NEW BUSINESS

R: 201/06
Cheques issued
reports for April
and May
accepted as info

1. Moved by Councillor Ryan that Council accept for information, the report of A/P cheques issued, number 20132 to 20241 in the amount of \$683,083.60 for the month of April and cheque number 20242 to 20382 in the amount of \$189,014.23 less void cheque 20281 in the amount of \$85.60 for a net amount of \$188,928.63 for the month of May; payroll cheques issued, number 4751 to 4801, in the amount of \$44,441.62 for the month of April and payroll cheques issued, number 4802 to 4858 in the amount of \$53,549.53 for the month of May

CARRIED

R: 202/06
April/May/06
bud vs actual as
info

2. Moved by Councillor Ryan that Council review and accept the Budget vs. Actual Spending Reports and the Balance Sheets for April and May 2006 as information.

CARRIED

R: 203/06
Approval of
payment for mtg.
exp. claims

3. Moved by Councillor Pepper that Council approve the payment for the following meeting expense claims, from the Contingency Allowance.

Mar 23	Dep. Reeve Adams	DMF Fence – public discussion	\$130 + mileage
Mar 31	Dep. Reeve Adams	Olympic Athlete ceremony in Canmore	\$130 + mileage
Apr 13	Coun. Cooper	Weed meeting in Lacombe (ASEAB/BCEC)	\$130 + mileage
May 10	Coun. Pepper	Spray Lakes Sawmills DFMP follow-up	\$130 + mileage

CARRIED

4. Council discussed the Mountain Pine Beetle Summit information provided by Reeve Dunki and suggested that this information be forwarded to the Bighorn Corridor Environment Committee, the Agricultural Services and Environmental Advisory Committee and the next MD newsletter.

R: 204/06
Amend Sch. B of
Bylaw 32/96

5. Moved by Councillor Ryan that Council amend Schedule “B” of the Fee Schedule attached to Bylaw 32/96, by the following:

-Section 1, change to read

“Alberta Transportation and Utilities: \$400 per hour per unit and that billings must be submitted to the Operations Manager within 120 days of the incident

CARRIED

R: 205/06
Com. Ser. Coord.
Contract

6. Moved by Councillor Pepper that Council enter into a two year agreement with Emily Smith to perform the services of Community Services Coordinator, and authorize the Reeve and Municipal Secretary to sign the contract.

CARRIED

R: 206/06
06 Gravelling
Contract to

7. Moved by Councillor Ryan that Council postpone the requirement to pay the minimum tax on leased land until the September Council meeting so that further information can

Sundre Contr.
Co.

be provided and considered on the matter; further that Council authorize the expense of hiring an assistant to help the Finance department in administering this postponement.

CARRIED

R: 207/06
Provide Mun.
Opin. to HH
Com. Assoc.

8. Moved by Councillor Ryan that the M.D. contribute \$1,728 in 2006, towards the operating costs of the Cochrane recycling depot, in recognition of its use by East M.D. residents, and request that the Recycling depot monitor users to determine the actual participation rate of M.D. residents.

CARRIED

R: 208/06

9. Moved by Councillor Pepper that Council adopts the revised Resource Management Plan (RMP) for the Ghost Waiparous Trails, Recreation Lease 950011 and recommends the plan's approval to the Province.

CARRIED

R: 209/06
Amend Schedule
E of Bylaw
32/96

10. Moved by Councillor Pepper that Council enter into a two year agreement with the Ghost/Waiparous Trails Association and the Summer Village of Waiparous to allow the Trails Association to manage, on a day-to-day basis, the recreational lease that Bighorn and Waiparous hold in 12-27-7-W5M (REC #950011).

CARRIED

Councillor Pepper expressed kudos to Emily Smith (the MD's Community Services Coordinator) for her work on the Ghost Waiparous Trails Resource Management Plan and the Ghost Waiparous Trails Caretaker Agreement.

R: 210/06
Letter to Coutts
Ghost/Waiparous
plan

11. Moved by Councillor Pepper that Council direct Administration to send a letter of acknowledgement to Minister Coutts for the Province implementing the Ghost/Waiparous User plan and that the MD would be available to help with any further input on this matter.

CARRIED

Councillor Pepper suggested that a letter be send to Minister Coutts for his help on the South East Slopes project and Council suggested that matter should be put forth at the next meeting of the South East Slopes group.

12. Councillor Cooper noted recent vandalism in the Exshaw Industrial Park: gates were torn off at one of the lots. Councillor Cooper noted that when this was reported that the RCMP did not know how to even get to Industrial Park. Council directed Administration to contact the RCMP to be more visible on weekends and evenings. Councillor Cooper suggested that the second step could be a meeting with the community and RCMP.

I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL

Councillor Ryan expressed official recognition and commendation to the Director of Operations for the work on the Benchlands Fire Hall and Exshaw pedestrian bridge, and for both projects being on budget. Councillor Cooper suggested that the Director of Operations talk to the landowner by the pedestrian bridge to see if any there are any further concerns. Councillor Ryan questioned about the signage for the trailhead at the location of the pedestrian bridge as people are still parking there and not in the designated area.

J. INFORMATION

R: 211/06
J.1-.16 accepted
as info

Moved by Councillor Ryan that items J.1. to J.6. and J.8. to J.16. be accepted as
information. CARRIED

K. IN CAMERA

R: 212/06
In camera @
3:00 pm

Moved by Councillor Cooper that Council go in camera at 3:00 p.m. CARRIED

R: 213/06
Revert to open
mtg @ 3:17 pm

Moved by Councillor Cooper that Council go out of camera at 3:17 p.m. CARRIED

R: 214/06

1.d) Moved by Deputy Reeve Adams that Council appoint Richard Lee Lyster as Bylaw
Enforcement/Safety Codes Officer for the M.D. of Bighorn No. 8, said appointment
to be effective 15 June 06. CARRIED

1.b) Moved by Councillor Cooper that Council appoint Vernon Gee to the Bighorn
Corridor Environment Committee, for the remainder of the 2005 - 2006
Organizational year, as the public representative from Dead Man's Flats.
CARRIED

ADJOURNMENT

R: 215/06
Adjournment @
3:19 pm

Moved by Deputy Reeve Adams that the June 13, 2006 Regular Council Meeting adjourn at
3:19 p.m. CARRIED

REEVE

MUNICIPAL SECRETARY