

**MUNICIPAL DISTRICT OF BIGHORN NO. 8**

Minutes of the Regular meeting of Council held at 10:40 a.m. following the Organizational Meeting on Tuesday, 09 October 07, in the Council Chambers, M.D. office, with the following persons present:

**COUNCIL:**

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

**ABSENT:**

PAUL ADAMS	COUNCILLOR
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**STAFF:**

MARTIN BUCKLEY	CHIEF ADMINISTRATIVE OFFICER
GREG BIRCH	ASSISTANT MUNICIPAL MANAGER
BRENDA CHRISTIE	DIRECTOR OF FINANCE
VALERIE FLINK	EXECUTIVE ASSISTANT
HUGH PETTIGREW	DIRECTOR OF OPERATIONS

**CALL TO ORDER**

Reeve Called  
meeting to Order at  
10:40am

Reeve Cooper called the meeting to order at 10:40 a.m.

**A. APPROVAL OF AGENDA**

The following amendments were suggested for the Agenda:

Add the following items to the agenda:

- |                            |  |
|----------------------------|--|
| ➤ By-Laws Item G.1:        | Additional Information Re: Bylaw 14-07   |
| ➤ New Business Item H.11:  | Ghost Fire Hall Public Meeting Room  |
| ➤ New Business Item H.12   | Logging in the Bar C Area  |
| ➤ New Business Item H.13   | Synergy Conference   |
| ➤ New Business Item H.14   | Meeting with the Ministers at the Fall AAMD&C<br>Convention                    |
| ➤ Correspondence/Info J.18 | Municipal Sustainability Initiative funding - Municipal<br>Affairs and Housing |
| ➤ In Camera Item K.1       | Legal Issue  |
| ➤ In Camera Item K.2       | Legal Issue  |

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

CARRIED

**B. MINUTES**

1. Moved by Deputy Reeve Dunki that the meeting minutes of the 11 September 07 Regular Council meeting be adopted as circulated.

CARRIED

R: 309/07  
Agenda adopted as  
amended

R: 310/07  
11 Sept 07 Council  
Meeting Minutes  
approved

R: 311/07  
27 Sept 07  
Special Meeting  
Minutes approved  
with Amendments

2. Moved by Deputy Reeve Dunki that the meeting minutes of the 27 September 07 Special Council Meeting be adopted, with the following amendment:

On Page 2, after Resolution 296/07, add the wording: "The revised Area Structure Plan, as approved at third reading, is attached to these minutes as Schedule 'A'".

CARRIED

**C. MEETING NOTES/COMMUNITY MINUTES**

R: 312/07  
Acknowledge  
Committee/ Board  
minutes that  
received approval

Moved by Councillor Ryan that Council acknowledge that the following minutes have received approval:

- a) 06 June 07 - Bighorn Corridor Environment Committee Meeting Minutes
- b) 15 August 07 – Municipal Planning Commission

CARRIED

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

**E. DELEGATIONS**

**F. UNFINISHED BUSINESS**

1. Bylaw 02-Z/07 LUB Amendment Re: Residential Districts

This item has been postponed until the 13 November 07 Council meeting, when Councillor Adams is present.

2. Draft Trails Criteria – Ghost Stewardship Monitoring Group

Moved by Councillor Ryan that Council submit the list of "Comments re the 4 Sept Initial Draft Ghost FLUZ Trail Criteria" as circulated.

CARRIED

**G. BYLAWS**

R: 313/07  
Draft Trails Criteria  
– Ghost  
Stewardship  
Monitoring Group

1. Moved by Councillor Ryan that Council give first reading to Bylaw 14-07, the Private Sewage Disposal Systems Inspection Bylaw, and request Administration to provide notice of this bylaw, to affected parties in the applicable hamlets (Benchlands, Harvie Heights, and Lac des arcs), requesting comments before consideration of further readings.

CARRIED

R: 314/07  
1<sup>st</sup> Reading given to  
Bylaw 14-07  
Private Sewage  
Disposal Systems

2. Moved by Deputy Reeve Dunki that Council rescind Resolution 271/07 of the 11 September 07 Council meeting which required Shell to pay for a Land Use Bylaw amendment application.

CARRIED

R: 315/07  
Council Recind  
Resolution 271/07

R: 316/07  
2<sup>nd</sup> Reading to  
Bylaw 17-Z/07

Moved by Councillor Pepper that Council give second reading to draft Bylaw 17-Z/07, a bylaw to amend the Land Use Bylaw as it applies to zoning of the Shell Burnt Timber Gas Plant.

CARRIED

R: 317/07  
 3<sup>rd</sup> and Final  
 Reading to Bylaw  
 17-Z/07

Moved by Councillor Pepper that Council give third and final reading to draft Bylaw 17-Z/07, a bylaw to amend the Land Use Bylaw as it applies to zoning of the Shell Burnt Timber Gas Plant.

CARRIED

**H. NEW BUSINESS**

R: 318/07  
 Cheques Issued  
 Report for  
 September 2007

1. Moved by Deputy Reeve Dunki that Council accept for information, the payroll cheques issued report for cheque numbers 5669 – 5687 and EFT numbers 67 - 103 in the amount of \$49945.75 and the register for A/P cheques issued, numbers 22440 to 22568 in the amount of \$217561.08 for the month of September 2007.

CARRIED

R: 319/07  
 Budget vs. Actual  
 September 2007  
 accepted

2. Moved by Councillor Ryan that Council approve the Balance Sheet Report for September 30, 2007 as information.

CARRIED

R: 320/07  
 Accept Policy P-10

3. Moved by Councillor Pepper that Council adopt Policy P-10, Concept Plan (Conceptual Scheme) Approval Process Policy.

CARRIED

Deputy Reeve Dunki asked that the “Concept Plan Approval Process Policy” be explained to the Municipal Planning Commission members.

4. Moved by Councillor Ryan that Council amend Schedule “E” of Bylaw 32/96, the fee schedule bylaw, by the addition of the following application fee under category No. 3

New Concept Plan (Conceptual Scheme) <i>(except as set out below for Horseshoe Lands)</i>	\$4,000 plus \$100/ha of affected area
First Concept Plan as required by Horseshoe Lands Area Structure Plan	\$20,000
Amendment to existing Concept Plan	\$3,000
<i>Plus the costs incurred by Bighorn for any professional hired to help review or provide advice on the proposal (e.g., lawyers, planners, engineers)</i>	

CARRIED

R: 321/07  
 Accept amendment  
 to Schedule “E” of  
 the fee Schedule

5. Moved by Deputy Reeve Dunki that Council acknowledge and offer to support, in terms of staff time for consultation and access to relevant documents, the proposal of Leanne Michie to study sustainability options for the proposed Horseshoe Lands development.

CARRIED

R: 322/07  
 Acknowledge and  
 Support given to  
 Leanne Michie

6. Moved by Councillor Ryan that Council provide \$3,000 to support the cost of installing electrical heaters on the exterior deck of the Legion in Exshaw.

CARRIED

R: 323/07  
 Provide \$3000 to  
 the Exshaw Legion

7. Moved by Councillor Ryan that Council approves the reallocation of approximately \$68 in residual funding from the Lac des Arcs Community Association’s 2007 Community Service Grant allocation towards the purchase of 3 sets of soft touch garbage grippers.

CARRIED

R: 324/07  
 Approval of  
 Reallocation of  
 \$68.00 in residual  
 funding

R: 325/07  
Council declare 18  
Oct 07 as Conflict  
Resolution Day

8. Moved by Councillor Pepper that Council declare Thursday October 18<sup>th</sup>, 2007 as "Conflict Resolution Day" by prominently displaying the attached poster

CARRIED

9. Moved by Deputy Reeve Dunki that Council authorize the 3 October 07 responses to the Alberta Water Council workbook "Talking with Albertans About a New Wetlands Policy and Implementation Plan" to be submitted, as the MD's official response, with the following additional comments:

Section 4, Setting Outcomes to Achieve this Goal, Getting your Feedback on Outcome No. 4: add the following comments:

- "The Province should consider establishing a program to pay land-owners who protect (rather than drain or otherwise eliminate) wetlands from their properties, as has been done in other Canadian provinces. And,
- Encourage Transfer of Development Credits/Transfer of Subdivision Density programs in municipalities, which would allow property owners to recover payments for their wetlands, while protecting same, at the same time."

CARRIED

R: 326/07  
Responses to the  
AB Water Council  
workbook

10. Moved by Deputy Reeve Dunki that Council recommend that Miscellaneous Lease MLL 904 not be renewed, and that the leaseholder be compensated for the value (depreciated) of the buildings on the property or be allowed to remove them at the end of the lease term.

CARRIED

R: 327/07  
Recommendation  
to Public Lands that  
MLL 904 not be  
renewed

11. Council discussed the opportunity for ratepayers to use the meeting room located at the Benchlands Fire Hall. It was noted by the Assistant Municipal Manager, that any group who wanted to use the meeting room would have to carry liability insurance. It was also noted that the Community did vote for the meeting room not to be used as a "community hall".

12. Council discussed the extensive logging in a sensitive water shed area, being the upper Ghost area approximately 10 km west of the Bar C. Councillor Pepper views this area as "Riparian Area" and is very concerned of the long term health Issues that may develop because of the logging. It was noted that municipalities are not involved in logging approvals/regulations within Forest Management Areas: logging is governed by the Alberta Sustainable Resource Development, a division of the Provincial Government.

13. Councillor Pepper sought Council's permission to attend the upcoming Synergy Conference on October 29<sup>th</sup> and/or the 30<sup>th</sup>.

Moved by Deputy Reeve Dunki, that Council agree to allow Councillor Pepper to attend the Synergy Conference on behalf of MD Council, subject to the submission of a written report following the conference.

CARRIED

R: 328/07  
Permission for  
Councillor Pepper  
to attend the  
Synergy Conference

14. The Chief Administrative Officer asked Council members what Ministers they would like to meet with at the upcoming AAMD&C Fall Conference. Council members suggested that they would like to meet with the Ministers of Sustainable Resource Development Infrastructure and Transportation, and Environment.

**I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL**

**J. INFORMATION**

R: 329/07  
Accepted as info

Moved by Councillor Ryan that items J.1 to J.18 to be accepted as information.

CARRIED

**K. IN CAMERA**

R: 330/07  
Council go into  
Camera @ 3:00 pm

Moved by Deputy Reeve Dunki that Council go in camera at 3:00 pm.

CARRIED

R: 331/07  
Revert to open mtg  
@ 3:15 pm

Moved by Councillor Pepper that Council go out of camera at 3:15 pm.

CARRIED

R: 332/07  
Receive Notice of  
Motion & engage  
solicitors in action.

Moved by Councillor Ryan that the M.D. of Bighorn receive as information the 3 Oct 07 Originating Notice of Motion from K. Staroszik, Q.C. (on behalf of his client R. Keller), and that the M.D. engage the municipal solicitors Brownlee LLP for the purposes of representing the M.D. in this action.

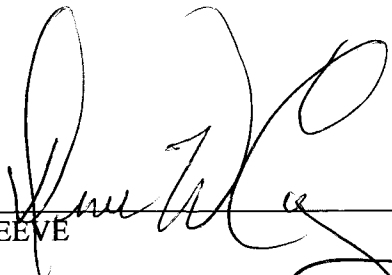
CARRIED

**ADJOURNMENT**

R: 333/07  
Adjournment @  
3:20 pm.

Moved by Councillor Ryan that the 09 October 07 Regular Council Meeting be adjourned at 3:20 p.m.

CARRIED

  
\_\_\_\_\_  
REEVE

  
\_\_\_\_\_  
EXECUTIVE ASSISTANT