

## MUNICIPAL DISTRICT OF BIGHORN NO. 8

Minutes of the Regular meeting of Council held at 9:00 a.m. on Tuesday, January 14, 2020 in the Council Chambers, MD office, with the following persons present:

### **COUNCIL:**

DENE COOPER	REEVE
PAUL CLARK	DEPUTY REEVE
ERIK BUTTERS	COUNCILLOR
LISA ROSVOLD	COUNCILLOR
PAUL RYAN	COUNCILLOR

### **ADMINISTRATION:**

ROBERT ELLIS	CHIEF ADMINISTRATIVE OFFICER
JARED KASSEL	DIRECTOR OF PLANNING SERVICES
BILL LUKA	DIRECTOR OF OPERATIONS
SHAINA TUTT	DIRECTOR OF FINANCE
LYNDA GALE	RECORDING SECRETARY

### **CALL TO ORDER**

Mtg. called  
to order at  
9:00 am

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

### **A. APPROVAL OF AGENDA**

**Moved** by Deputy Reeve Clark that the January 14, 2020 agenda be adopted with the following amendments:

- Add Closed Meeting K.2 – Legal Servicing Agreement, as per Section 25 FOIP
- Add Closed Meeting K.3 – Building Permit Discontinuation, as per Section 29 FOIP
- Add Closed Meeting K.4 – Clearwater County Correspondence, as per Section 27 FOIP

R:01/20  
Agenda  
adopted

**CARRIED**

### **B. MINUTES**

1. **Moved** by Deputy Reeve Clark that the December 10, 2019 regular Council minutes be adopted with the following amendments:

- Page 2, 3<sup>rd</sup> paragraph to read "... December 5<sup>th</sup> and did the performance evaluation for the C.A.O."
- Page 2, 7<sup>th</sup> paragraph to read "... Dead Man's Flats at the request of Canmore Parent Link through the M.D.'s Community Services Coordinator."
- Page 2, 12<sup>th</sup> paragraph to read "it will be sent to Council for consideration."

R:02/20  
Council  
mins  
approved

**CARRIED**

2. **Moved** by Councillor Ryan that the November 2019 Municipal Planning Commission (MPC) minutes, be acknowledged as circulated.

R:03/20  
MPC mins  
circ.

**CARRIED**

### **C. COUNCILLORS' REPORTS**

- Councillor Butters attended the Bow River Basin Council (BRBC) quarterly forum on December 11. He said the session was sold-out and was attended by Councillors from Newell County, Brooks, Okotoks and several towns. He noted that the speaker's topic was run-off during peak periods and said that peak flows tend to come from snowpack at the 2000 – 2500m elevation and are combined with rain. He said the three largest floods on the Elbow River were in 1879, 1897 and 2013.

On December 13, Councillor Butters attended the Agriculture Services and Environmental Advisory Board (ASEAB) regular meeting and told Council that Living in the Natural Environment is scheduled for February 7, 2020 at the Cochrane Ranchehouse.

- Deputy Reeve Clark attended BRBC with Councillor Butters and ASEAB. He also attended the regular MPC meeting. He said tickets are on sale for Living in the Natural Environment.
- Councillor Rosvold attended several meetings over the past month.

On December 13, she saw Battle of the Badges, a Bow Valley Timberwolves hockey fundraiser, where local police officers played against local firefighters. She was happy to see several Exshaw firefighters competing. The police officers won the battle and the kids were able to raise \$2,200 for project 'All In'.

Councillor Rosvold told Council she attended the regular meeting for Bow Valley Wildsmart where they spent time reviewing the year and discussing goals for 2020, such as;

- Kindergarten through grade 12 education programs
- Human dimension opportunities
- Disseminating best practices
- Target audience
- Fundraising initiatives

Councillor Rosvold and Councillor Comfort, from Canmore, are going to work on updating the Terms of Reference for Bow Valley Wildsmart.

Councillor Rosvold attended the Dead Man's Flats Festival of Lights, where the community came together to do a parade of Christmas lights and finished at the rink with the first skate of the season and some hot chocolate.

Councillor Rosvold said the Municipal Excellence Committee (MEC) continued to work on the Welcome message for the Living in Bighorn package. She told Council they are also starting to look at the Terms of Reference for all M.D. boards and committees.

Councillor Rosvold finished by giving Council an update on Bow Valley Regional Housing (BVRH). She said that Phase 2, the 60-bed level 4 facility is underway, with completion scheduled for July 2021. She said the rates of occupancy are the highest they have been in many years and new residents are moving into Cascade House in Banff and Bow River Lodge, which is at 100% occupancy.

Councillor Rosvold attended the State of the Union address by Canmore Mayor John Borrowman, at the Bow Valley Builders and Developers Association (BOWDA).

- Councillor Ryan gave an update on the Southern Alberta Energy from Waste Association (SAEWA) and said January has been very busy. He told Council that he was in Calgary, as part of the Fairness Committee, with representatives from Wheatland, Vulcan and Newell County; respondents who replied to an Expression of Interest. He said the parties were given equal opportunity to meet with engineers and provide clarification to questions arising from submissions. Councillor Ryan said the SAEWA Board has set the deadline for final clarification as January 31, 2020. Councillor Ryan said SAEWA has meetings set with several government bodies including the Minister of Environment, the United Conservative Party, Southern Alberta Caucus meeting in Calgary, and he will meet with Rocky View County Council. He noted that past SAEWA member municipalities have been requesting re-instatement to the Board.

Councillor Ryan said there has been media interest in the Bow Valley Waste Management Commission (BVWMC) 2019 surplus, but said future liabilities are unknown. He said recently, Alberta Environment

and Parks (AEP) added \$2.5 million in expenditures and BVWMC is trying to ensure that there is no taxpayer burden for those costs.

Councillor Ryan said two applications to the Municipal Planning Commission (MPC) were refused and applicants have appealed to the Subdivision and Development Appeal Board (SDAB).

➤ Reeve Cooper said he attended 8 meetings over the past month.

Reeve Cooper said he met with Canadian Rockies Public School Board on December 11 regarding the proposed Exshaw school closure and bus issues for south Exshaw. He noted that the conversation is ongoing.

Reeve Cooper attended the regular meeting for the Biosphere Institute on December 12, and said the organization is under financial pressure now that the provincial budget has been released.

On December 12, he toured Exshaw with the C.A.O. to look at FireSmart work that had been done. He said the work was well done and will protect of local property.

Reeve Cooper presented a slideshow to the ASEAB regarding flood mitigation work that has been completed in the M.D. He said it was well received.

Reeve Cooper met with Lafarge manager, K. Strachan to discuss ongoing issues. He told Council she will be taking a leave of absence for three months.

Reeve Cooper added to Councillor Ryan's update on BVWMC and said the Commission will have financial responsibilities for 50-years past their closure date.

He also attended the State of the Union Address at BOWDA and said it is interesting to hear what is happening in Canmore.

Reeve Cooper had a conference call with the Central Rural Municipalities of Alberta (RMA) regarding resolutions that will be presented at the full RMA conference in spring 2020.

He said he was glad staff had a nice break over Christmas and New Years.

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

There were no items to discuss.

#### **E. DELEGATIONS**

There were no items to discuss.

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

There were no items to discuss.

#### **G. BYLAWS**

1. **Moved** by Deputy Reeve Clark that Council give first reading to Bylaw 01/20, a Road Closure bylaw to close Road Plan 314BM contained within NE ¼ Sec. 25-24-6 W5 (2.15 acres more or less) lying east of the eastern boundary of Road Plan 1313243.

R:06/20  
1<sup>st</sup> Rdg. BL  
02/20

2. **Moved** by Deputy Reeve Clark that Council give first reading to Bylaw 02/20, a Road Closure bylaw to close a portion of the road allowance immediately north of the NW ¼ Section 36-24-6 W5, lying east of the northwesterly production of the eastern boundary of the eastern boundary of the right-of-way Plan 931 2185.

**CARRIED**

R:07/20  
1<sup>st</sup> Rdg. BL  
03/20

3. **Moved** by Deputy Reeve Clark that Council give first reading to Bylaw 03/20, a bylaw to amend Fee Schedule Bylaw 01/11, Schedule 'E' - Fees for Planning and Development.

**CARRIED**  
**(Rosvold opposed)**

R:08/20  
2<sup>nd</sup> Rdg. BL  
03/20

**Moved** by Councillor Ryan that Council give second reading to Bylaw 03/20.

**CARRIED**  
**(Rosvold opposed)**

R:09/20  
Consent to  
proceed  
with 3<sup>rd</sup> Rdg.  
BL 03/20

**Moved** by Councillor Butters that Council give consent to proceed with third reading for Bylaw 03/20.

**CARRIED UNANIMOUSLY**

R:10/20  
3<sup>rd</sup> Rdg. BL  
03/20

**Moved** by Deputy Reeve Clark that Council give third reading to Bylaw 03/20.

**CARRIED**  
**(Rosvold opposed)**

R:11/20  
1<sup>st</sup> Rdg BL  
04/20

4. **Moved** by Councillor Butters that Council give first reading to Bylaw 04/20, Council Procedural bylaw.

**CARRIED**

R:12/20  
2<sup>nd</sup> Rdg. BL  
04/20

**Moved** by Deputy Reeve Clark that Council give second reading to Bylaw 04/20.

**CARRIED**

R:13/20  
Consent to  
proceed  
with 3<sup>rd</sup> Rdg.  
BL 04/20

**Moved** by Councillor Rosvold that Council give consent to proceed with third reading for Bylaw 04/20.

**CARRIED UNANIMOUSLY**

R:14/20  
3<sup>rd</sup> Rdg. BL  
04/20

**Moved** by Councillor Ryan that Council give third reading to Bylaw 04/20.

**CARRIED**

Council paused its meeting for the Public Hearing for Bylaw 20/19, Town of Canmore and M.D. of Bighorn Intermunicipal Development Plan at 10:00 a.m.

Council resumed at 10:15 a.m.

**H. NEW BUSINESS**

Date	Councillor	Purpose	Amount
Nov 2	Reeve Cooper	Exshaw Creek Presentation to Rotary	\$175
Nov 8	Reeve Cooper	Martin Tweeddale Resolution – BV Palliative Care	\$175
Nov 29	Reeve Cooper	Mtg. w J. Brygger, Lafarge re: TOR for BCEC	\$175

Nov 25	Coun. Ryan	School Division Mtg. re: School Closure	\$175
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R:15/20  
Council  
Exp. Claims

1. **Moved** by Councillor Butters that Council approve payment for meeting expenses as listed, from the Contingency Allowance.

**CARRIED**

R:16/20  
Fire  
Services  
Agrmt w  
Stoney  
Nakoda Ent.  
Resort &  
Casino

2. **Moved** by Councillor Rosvold that Council authorize the signing authorities to execute the Fire Services Agreement with the Mini Thni Casino Corporation (for Stoney Nakoda Entertainment Resort & Casino).

**CARRIED**

R:17/20  
Sched. A  
Service  
Area Map  
update

**Moved** by Deputy Reeve Clark that Council direct Administration to replace the map in Schedule 'A' – Service Area Map, when submitted by Mini Thni Casino Corporation to the M.D.

**CARRIED**

R:18/20  
Tax Agrmt  
P9913384  
B7 L1

3. **Moved** by Councillor Rosvold that Council authorize a tax agreement with the owner of Plan 9913384 Block 7 Lot 1.

**CARRIED**

R:19/20  
Admin  
bring tax  
agmt to  
Council

4. **Moved** by Councillor Ryan that Administration bring forward a mutually agreeable tax agreement between the M.D. of Bighorn and the owner of Plan 0712646 Lot 1 Block 1 for Council to consider.

**CARRIED**

R:20/20  
Rd.  
Encrchmt  
Agrmt. 11  
Mt Allen Dr

5. **Moved** by Councillor Ryan that Council authorize Administration to execute a road encroachment agreement for a fence within the road allowance in the rear of 11 Mount Allen Drive in Exshaw, for a 10-year term.

**CARRIED**

R:21/20  
Rd.  
Encrchmet  
Agrmt. 8  
Mt. Laurie  
Rd.

6. **Moved** by Councillor Butters that Council authorize Administration to execute a road encroachment agreement for a fence within the road allowance in front of 8 Mount Laurie Road in Exshaw, for a 10-year term.

**CARRIED**

R:22/20  
GWTA  
Grant Ext.

7. **Moved** by Councillor Butters that Council approve the request from the Ghost Waiparous Trails Association (GWTA) for a nine-month extension to their 2019 Community Service grant.

**CARRIED**

R:23/20  
GWTA  
Grant Ext.  
Ward 4

8. **Moved** by Councillor Butters that Council approve the request from the Ghost Waiparous Trails Association (GWTA) for an eight-month extension to their 2019 Community Enhancement Project – Ward 4 grant.

**CARRIED**

R:24/20  
PCSBV  
Grant Ext.

9. **Moved** by Councillor Ryan that Council approve the request from the Palliative Care Society of the Bow Valley (PCSBV) for a one-month extension to their 2019 Community Service Grant and amend it to a three-month extension.

R:04/20  
MD Land to  
Canmore  
for Flood  
Mit.

10. **Moved** by Councillor Rosvold that Council authorize Administration to provide the Town of Canmore with a Letter of Consent for Disposition of a .933-hectare piece of M.D. of Bighorn land, for purposes of construction and operation of the Cougar Creek Flood Mitigation Project.

**CARRIED**

#### **I. ENQUIRIES OF ADMINISTRATION FROM COUNCIL**

Deputy Reeve Clark asked if a speaker had been booked to discuss forestry in the M.D. with Council. The C.A.O. told Council he had booked R. Arthur, from Forestry/Land/Wildfire Management with the Alberta government, to speak to Council. Councillor Butters said the speaker for Living in the Natural Environment, Dr. D. Andison, would be making a presentation on forestry and fuel loads.

Councillor Rosvold asked if any progress had been made towards digitizing M.D. documents, specifically Council packages.

Councillor Rosvold asked if a follow-up letter regarding RAP Attack had been sent. Reeve Cooper said a letter was sent to the province. The C.A.O. said no response had been received yet.

Councillor Ryan asked about snow clearing and prioritizing. He asked if a secondary suite with alley access is approved by the M.D., why are the alleys not being cleared. The Director of Operations said he would discuss the issue at a Streets and Roads Committee (SRC) meeting.

Councillor Ryan asked the C.A.O. where the M.D.'s evacuation plan was at. The C.A.O. told Council he asked the Fire Chief to update the plan. Councillor Ryan asked if there was a timeline in place for the update to be completed. The C.A.O. said he asked the Chief to work on it and it would be discussed at an Emergency Services Committee (EMS) meeting.

Councillor Ryan asked about the landscaping plan for the east side of Exshaw Creek and Lafarge's plans for their land. Reeve Cooper said he received an email from J. Moser, from Lafarge, stating that Lafarge was still looking at plans.

Councillor Ryan said he received an email from a local business who has twenty thousand seedlings and stated that he would connect that business to Lafarge to encourage conversation and solutions.

Councillor Ryan asked if Administration had met with Lafarge to discuss landscaping. The C.A.O. said he had not.

Reeve Cooper told Administration he found the month-end and year-end reports to be very useful and gave his thanks to staff.

#### **J. INFORMATION**

1. **Moved** by Deputy Reeve Clark that items J.1 - J.9 be accepted as information.

**CARRIED**

#### **K. CONFIDENTIAL**

**Moved** by Deputy Reeve Clark that Council close the meeting to the public for items:

1. Legal – Recreation Agreement, as per Section 25 FOIP
2. Legal – Legal Servicing Agreement, as per Section 25 FOIP

R:25/20  
Receive as  
info

R:26/20  
Closed  
Session

R:27/20  
Public  
Session

3. Legal – Building Permit Dissemination, as per Section 29 FOIP
4. Legal – Clearwater County Correspondence, as per Section 27 FOIP, at 11:04 a.m.

**CARRIED**

**Moved** by Deputy Reeve Clark that Council resume public session at 11:55 a.m.

**CARRIED**

The meeting adjourned at 11:56 a.m.



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REEVE



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RECORDING SECRETARY