

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF LETHBRIDGE COUNTY HELD DECEMBER 17, 2015 IN THE COUNTY ADMINISTRATIVE OFFICE, LETHBRIDGE, ALBERTA.

PRESENT:

Division No. 1	- L. Hickey, Reeve
Division No. 3	- H. Doeve, Deputy Reeve
Division No. 2	- J. Willms
Division No. 4	- K. Benson
Division No. 5	- S. Campbell
Division No. 6	- T. White
Division No. 7	- M. Zeinstra

ADMINISTRATION PRESENT:

Chief Administrative Officer	- R. Robinson
Director of Corporate Services	- D. Urkow
Acting Director of Municipal Services	- D. Thiele
Director of Community Services	- L. Randle
Recording Secretary	- D. Irwin

REEVE LORNE HICKEY IN THE CHAIR

CALL TO ORDER Reeve Hickey called the meeting to order at 10:03 a.m.

AMENDMENTS TO THE AGENDA

Rick Robinson, Chief Administrative Officer and members of Council made the following additions and deletions to the December 17, 2015 agenda.

- D1. Lethbridge Chamber of Commerce Re: Bill 6 – J. Willms
- G3. Bylaw 1458 Rehoboth Christian Ministries Foundation - Amendment to the Land Use Bylaw from Rural Urban Fringe (RUF) to Rural Commercial (RC) for a portion of NE 15-9-20-W4; Plan 0912068, Block 11, Lot 1 – First Reading
- G4. Bylaw 1459 New Way Group Ltd. - Amendment to Land Use Bylaw from Rural Agriculture (RA) to Rural General Industrial (RGI) - SE 12-9-21-W4 / Block 9910936 Plan 1 / Municipal Address 20, 91008 Rg. Rd. 21-0 - First Reading
- J2. Lethbridge Twinning Society – Invitation
- K2. In-Camera Legal Issue

534/15 J. WILLMS MOVED that Council approve the agenda as amended.
CARRIED

CONFIRMATION **B1. Confirmation of Minutes**

535/15 M. ZEINSTRA MOVED that the December 3, 2015 Council Minutes be approved as presented.
CARRIED

REPORTS

D1. Lethbridge Chamber of Commerce Re: Bill 6 – J. Willms

Councillor John Willms updated Council and reported that the Chamber held a special meeting regarding Bill 6 with members from the agriculture sector and others, along with a representative from OH&S. The tone of the meeting was one of being supportive and working together with the government moving forward.

Reeve

Chief Administrative Officer

536/15 S. CAMBELL MOVED that item D1. Lethbridge Chamber of Commerce Re: Bill 6 – J. Willms be accepted as presented. CARRIED

APPOINTMENT / IN-CAMERA

E1. 10:30 a.m. In-Camera Presentation to Council

537/15 M. ZEINSTRA MOVED that Council go In-Camera at 10:20 a.m. CARRIED

538/15 M. ZEINSTRA MOVED that Council come out of In-Camera at 11:49 a.m. CARRIED

539/15 T. WHITE MOVED the meeting recess for lunch at 11:49 a.m. CARRIED

The meeting reconvened at 1:30 p.m. with all members of Council present as previously stated.

APPOINTMENTS

E2a. SD Application 2015-0-181 - Gavin & Jennifer Neil - SW 1/4 23-8-21-W4, Lot 1, Plan 9212048

540/15 M. ZEINSTRA MOVED that the Country Residential subdivision of Lot 1, Plan 9212048 within the SW1/4 23-8-21-W4M (Certificate of Title No. 151 123 075), to split an existing small title of 6.42 acres (2.59 ha) into two titles, being 2.00 acres (0.81 ha) and 4.42 acres (1.79 ha) respectively in size, for country residential use; **BE APPROVED** subject to the following:

RESERVE: The 10% reserve requirement, pursuant to Sections 666 and 667 of the Municipal Government Act, be provided as money in place of land on the 6.42 acres at the market value of \$50,000 per acre with the actual acreage and amount to be paid to Lethbridge County be determined at the final stage, for Municipal Reserve purposes.

AND FURTHER that once the payment is provided, the deferred reserve caveat (921260489) registered against the Title (Certificate of Title No. 151 123 075) be discharged in its entirety.

CONDITIONS:

1. That, pursuant to Section 654(1)(d) of the Municipal Government Act, all outstanding property taxes shall be paid to Lethbridge County.

2. That, pursuant to Section 655(1)(b) of the Municipal Government Act, the applicant or owner or both enter into a Development Agreement with Lethbridge County which shall be registered concurrently with the final plan against the title(s) being created. This agreement may address the provision of shared access/approaches onto the municipal road allowance.

3. That the applicant provides an updated Surveyors sketch to illustrate the exact dimensions and parcel size, property lines and the location of all improvements on the proposed parcel as approved. The east property line of the smaller 2.00 acre parcel must be setback a minimum of 6.1 metres from the bank of the adjacent dugout which is to remain on the other title.

4. That the applicant has a professional soils analysis done at their expense by an accredited agency or engineer to ensure that the soil characteristics are capable of supporting an additional new septic field. Analyses of the test must be performed and approved by an approved agency under Alberta Labour, with a copy of the report submitted and deemed acceptable to the Subdivision Authority. CARRIED

Reeve

Chief Administrative Officer

E2b. SD Application 2015-0-194 - John & Stephanie Machielse - NE 1/4 26-8-20-W4

- 541/15 J. WILLMS MOVED that the Country Residential subdivision of NE1/4 26-8-20-W4M (Certificate of Title No. 971 281 536), to subdivide a 2.90 acre (1.16 ha) parcel from a previously unsubdivided quarter section consisting of 158.10 acres (63.97 ha), for country residential use; BE APPROVED subject to the following:
- CONDITIONS:**
1. That, pursuant to Section 654(1)(d) of the Municipal Government Act, all outstanding property taxes shall be paid to Lethbridge County.
 2. That, pursuant to Section 655(1)(b) of the Municipal Government Act, the applicant or owner or both enter into a Development Agreement with Lethbridge County which shall be registered concurrently with the final plan against the title(s) being created.
- REASONS:**
1. The proposed subdivision is consistent with the South Saskatchewan Regional Plan and complies with both the Municipal Development Plan and Land Use Bylaw.
 2. The Subdivision Authority is satisfied that the proposed subdivision is for the first subdivision from the quarter section and is suitable for the purpose for which the subdivision is intended pursuant to Section 7 of the Subdivision and Development Regulation.
 3. The Subdivision Approval Authority has determined the proposed parcel acreage complies with the minimum and maximum yard parcel sizes based on the improvements present, in accordance with Part 7 of the Land Use Bylaw.
- CARRIED

MUNICIPAL SERVICES**F1. LNID Abandoned Irrigation Ditches & Drains**

- 542/15 H. DOEVE MOVED that County Council approve the letter dated December 18, 2015 written in response to the Lethbridge Northern Irrigation District (LNID) letter of September 30, 2015 to the LNID's abandonment of irrigation ditches and drains and further that the County's response letter be sent to the LNID with a copy to Alberta Environment. CARRIED

F2. Southern Alberta Energy from Waste Association (SAEWA) Update - (T. White)

Councillor Tom White provided Council with an update from the Southern Alberta Energy from Waste Association (SAEWA) and reviewed the Association's Report to Shareholders for the period ending December 31, 2015.

- 543/15 M. ZEINSTRA MOVED that the Southern Alberta Energy from Waste Association (SAEWA) Update provided by Councillor Tom White be received for information. CARRIED

F3. Lethbridge County – Aggregate Exploration Update

- 544/15 K. BENSON MOVED that County Council receive the Aggregate Exploration Update for December 17, 2015 for information. CARRIED

Reeve

Chief Administrative Officer

COMMUNITY SERVICES**G1. Bylaw 1457 Subdivision & Development Appeal Board**

Note. H. Doeve departed at 2:22 p.m.

- 545/15 S. CAMPBELL MOVED first reading of Bylaw 1457. CARRIED
- 546/15 M. ZEINSTRA MOVED second reading of Bylaw 1457. CARRIED

Note: H. Doeve present at 2:26 p.m.

- 547/15 M. ZEINSTRA MOVED that Council proceed to third reading of Bylaw 1457.
CARRIED UNANIMOUSLY
- 548/15 T. WHITE MOVED third reading of Bylaw 1457. CARRIED

G2. Coyote Flats Pioneer Village Fire

- 549/15 M. ZEINSTRA MOVED that County Council approve the request made by the Coyote Flats Pioneer Village to reduce the invoiced amount of \$1625 to \$1050 for the September 18, 2015 emergency response. MOTION DEFEATED
- 550/15 H. DOEVE MOVED that County Council declines the request made by the Coyote Flats Pioneer Village to reduce the invoiced amount of \$1625 to \$1050 for the September 18, 2015 emergency response. CARRIED

G3. Bylaw 1458 Rehoboth Christian Ministries Foundation - Amendment to the Land Use Bylaw from Rural Urban Fringe (RUF) to Rural Commercial (RC) for a portion of NE 15-9-20-W4; Plan 0912068, Block 11, Lot 1 – First Reading

- 551/15 H. DOEVE MOVED first reading of Bylaw 1458. CARRIED

G4. Bylaw 1459 New Way Group Ltd. - Amendment to Land Use Bylaw from Rural Agriculture (RA) to Rural General Industrial (RGI) - SE 12-9-21-W4 / Block 9910936 Plan 1 / Municipal Address 20, 91008 Rq. Rd. 21-0 - First Reading

- 552/15 H. DOEVE MOVED first reading of Bylaw 1459. CARRIED

Note: K. Benson retired at 2:45 p.m.

CORPORATE SERVICES**H1. 2016 Capital Budget Approval**

- 553/15 T. WHITE MOVED that the 2016 Capital Budget in the amount of \$17,638,615 as outlined in Attachment 1 and Attachment 2, be approved. CARRIED
- 554/15 T. WHITE MOVED that the 2017 and 2018 Capital Budgets in the amounts of \$12,283,635 and \$6,952,100 respectively, as outlined in Attachment 1, be approved in principle. CARRIED

H2. 2016 Operating Budget Approval

- 555/15 M. ZEINSTRA MOVED that the 2016 Operating Budget in the amount of \$32,132,705 as outlined in Attachment 1 be approved. CARRIED

Reeve

Chief Administrative Officer

556/15 M. ZEINSTRA MOVED that the 2016 and 2017 Operating Budgets in the amounts of \$32,369,335 and \$33,161,880 respectively be approved in principle. CARRIED

INVITATIONS**J1. 20th Independent Field Battery, RCA Re: Annual New Year's Levee – January 1, 2016, Vimy Ridge Armoury**

557/15 S. CAMPBELL MOVED that County Council authorize the Reeve or his designate to attend the Annual New Year's Levee, 20th Independent Field Battery, RCA with Commanding Officer, Major Han, CD and the Battery Sergeant Major Master Warrant Officer Gary Wittebolle, CD, scheduled for January 1, 2016 at 1200 hours at the Vimy Ridge Armoury, 337 Stubb Ross Road, Lethbridge. CARRIED

J2. Lethbridge Twinning Society - Invitation

558/15 H. DOEVE MOVED that any member of Council wishing to attend the December 18, 2015 speech at 7:00 p.m. at Lethbridge City Hall by Mayor Lutfi Haziri, Mayor of Gjilan, Kosovo be authorized to do so. CARRIED

Reeve Hickey recessed the meeting at 3:00 p.m.

The meeting reconvened at 3:09 p.m.

IN-CAMERA**K2. Legal Issue**

559/15 S. CAMPBELL MOVED that Council go In-Camera at 3:10 p.m. CARRIED

560/15 T. WHITE MOVED that Council come out of In-Camera at 3:40 p.m. CARRIED

APPOINTMENT / IN-CAMERA**E1. 10:30 a.m. In-Camera Presentation to Council**

561/15 T. WHITE MOVED that Council accept item E1. 10:30 a.m. In-Camera Presentation to Council for information. CARRIED

K2. Legal Issue

562/15 H. DOEVE MOVED that County Council authorize Administration to forward a letter under the Reeve's signature addressing the contractual issue. CARRIED

ADJOURNMENT

563/15 M. ZEINSTRA MOVED the meeting adjourn at 3:42 p.m. CARRIED

Reeve

Chief Administrative Officer