

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF LETHBRIDGE COUNTY HELD FEBRUARY 18, 2016 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. 6	- T. White
Division No. 7	- M. Zeinstra

ABSENT:

Division No. 5	- S. Campbell
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ADMINISTRATION PRESENT:

Chief Administrative Officer	- R. Robinson
Director of Corporate Services	- D. Urkow
Director of Municipal Services	- R. Bacon
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 9:35 a.m.

Note: S. Ashbee, Sunny South News present at 9:35 a.m.

AMENDMENTS TO THE AGENDA

Rick Robinson, Chief Administrative Officer and members of Council made the following additions and deletions to the February 18, 2016 agenda.

- D2. Brownlee LLP February 11, 2016 - Update – J. Willms
- E1. Canadian Award for Financial Reporting - Presentation to Corporate Services – ***Deleted from Agenda***
- F5. Broxburn Lights – T. White
- G1. Letter of Support for API Labs for Health Canada

67/16 J. WILLMS MOVED that Council approves the agenda as amended.
CARRIED

Note: S. Ashbee, Sunny South News departed at 10:21 a.m.

IN-CAMERA

K1. Legal Update; K2. Legal Update

68/16 T. WHITE MOVED that County Council go In-Camera at 9:36 a.m.
CARRIED

69/16 K. BENSON MOVED that County Council come out of In-Camera at 9:57 a.m.
CARRIED

Note: M. Zeinstra departed at 9:58 a.m.

Note: S. Ashbee, Sunny South News present at 9:58 a.m.

Reeve

Chief Administrative Officer

IN-CAMERA**K1. Legal Update**

70/16 H. DOEVE MOVED to receive item K1. Legal Update for information.
CARRIED

CONFIRMATION**B1. Confirmation of Minutes**

71/16 K. BENSON MOVED that the February 4, 2016 Council Minutes be approved
as presented. CARRIED

REPORTS**D2. Brownlee LLP – February 11, 2016, Calgary, AB – J. Willms**

Councillor Willms provided Council with an update on the Brownlee LLP session he attended on February 11, 2016 in Calgary. Elan MacDonald was one presenter that perhaps Council would consider inviting to do a presentation to Council.

72/16 K. BENSON MOVED that County Council receives item D2. Brownlee LLP –
February 11, 2016, Calgary, AB – J. Willms for information.
CARRIED

D1. 2015 Planning & Development Annual Report

73/16 J. WILLMS MOVED that County Council receive item D1. 2015 Planning &
Development Annual Report for information. CARRIED

APPOINTMENTS**E1. Canadian Award for Financial Reporting - Presentation to Corporate Services**

Item deleted from the Agenda.

E2. Bob Powell - Fort Whoop-Up Black Powder Club Re: Gravel Request

Reeve Hickey welcomed Mr. Bob Powell of the Fort Whoop-Up Black Powder Club to the meeting at 10:15 a.m. Mr. Powell is requesting from Council a donation of \$2,310 to purchase and place gravel on the roadway leading down into the coulee to the Black Powder Club. Currently the roadway is licensed to the Club.

74/16 T. WHITE MOVED that County Council grants a donation in the amount of
\$2,310 to the Fort Whoop-Up Black Powder Club to purchase and
place gravel on the roadway leading down into the coulee to the
Black Powder Club. Funds to be utilized from Council
Discretionary Fund. CARRIED

E3. Mr. Pete Lovering, Manager and Mr. Greg Robinson, Chairperson, SouthGrow Regional Initiative Presentation to Council Re: Lethbridge County Membership

Reeve Hickey welcomed Mr. Pete Lovering, Manager and Mr. Greg Robinson, Chairperson, SouthGrow Regional Initiative. The delegation made a presentation to Council regarding SouthGrow, including an overview of their 2014-2015 Annual Report. The Organization is requesting that Lethbridge County once again consider becoming a member of SouthGrow Regional Initiative. A discussion with Council ensued.

75/16 J. WILLMS MOVED that County Council refers the request for membership
into the SouthGrow Regional Initiative to the Economic
Development Committee with a report to be brought back to
Council at the April 7, 2016 Council meeting. CARRIED

Reeve

Chief Administrative Officer

Reeve Hickey recessed the meeting at 10:44 a.m.
The meeting reconvened at 10:53 a.m.

MUNICIPAL SERVICES

F1. Alex Russell Re: Waiver of Policy 303: Road Allowance Obstructions

76/16 H. DOEVE MOVED that County Council instruct Administration to deal with the infringement under Policy 303 – Road Allowance Obstructions and instruct the landowner to remove the barb wire fence that currently resides within the road right-of-way on a 'Closed and Licensed' portion of Township Road 8-0.
CARRIED

F2. Municipal Services – Request to Retain 2009 Jeep (Unit 114)

77/16 T. WHITE MOVED that County Council grants Administration the authority to retain the 2009 Jeep (Unit 114) to be used by County Office Administration Staff.
CARRIED

F3. ATCO Gas – Gas Main Replacement on Range Road 21-1(G66946) Re: Waiver of Policy 323 – Energy Pipeline Crossing

78/16 J. WILLMS MOVED that County Council grants ATCO Gas the setback waiver for Policy 323 – Energy Pipeline Crossings to complete their gas main line replacement program on Range Road 21-1 and further that Lethbridge County requests a letter from ATCO Gas stating that if the County requires the gas line to be relocated, that ATCO Gas will do so at their expense.
CARRIED

F4. ATCO Gas – Gas Main Replacement on Range Rd 22-3 (G65031) Re: Waiver of Policy 323 – Energy Pipeline Crossing

79/16 T. WHITE MOVED that County Council grants ATCO Gas the setback waiver for Policy 323 – Energy Pipeline Crossings to complete their gas main line replacement program on Range Road 22-3 and further that Lethbridge County requests a letter from ATCO Gas stating that if the County requires the gas line to be relocated, that ATCO Gas will do so at their expense.
CARRIED

Note: K. Benson departed at 11:20 a.m.

F5. Broxburn Lights – T. White

Councillor Tom White enquired of Administration about the lights at Broxburn and what the expected completion date is.

Rick Bacon, Director of Municipal Services stated that the County is the facilitator of the project. Maintenance will be conducted through the City; the County is in place to keep expenses on track. Once the project is complete it goes back to Alberta Transportation (AT) where approvals for rail crossings and Fortis, etc. go through AT. Delays have included strong fall winds, delays at CP issuing agreements. Currently Main Road is on site today and tomorrow working on autoscope rating and clean-up, finishing up traffic sensors and testing rotatable bases, as soon as those are tested, signals will be put into flash mode. There is a one week flash mode time obligation. The County is following up with CP Rail to ensure timeliness. Line painting is seasonal and will be taking place soon. Final inspection is scheduled for Monday, February 22, 2016.

Reeve

Chief Administrative Officer

80/16 T. WHITE MOVED to receive item F5. Broxburn Lights – T. White for information. CARRIED

COMMUNITY SERVICES

G1. Letter of Support for API Labs for Health Canada

81/16 J. WILLMS MOVED that County Council approves the letter of support signed by the Reeve to API Labs that verifies to Health Canada that API is in compliance with all Lethbridge County zoning and bylaws for the purposes of its research and operations within its jurisdiction for Ptn. NE 2-9-21-W4 (Geneco Holdings Inc.); SE 13-7-20-W4/SW-18-7-19-W4 (Mercers Seeds); NW 36-10-20-W4 (Green Life Farms Ltd.) and SE 1-10-23-W4 (Bill Hamman). CARRIED

CORPORATE SERVICES

H1. Tax Penalty Waiver Request – Roll number 29480000

82/16 T. WHITE MOVED that County Council deny the request for cancellation of the 2015 tax penalties on Roll number 29480000 as the payment was received late. CARRIED

ADMINISTRATION

I1. Town of Pincher Creek Highway 3 Economic Development Association Re: Alberta Community Partnership , Inter Municipal Collaboration Grant Letter of Support

83/16 H. DOEVE MOVED that County Council supports the Town of Pincher Creek's application on behalf of the Highway 3 Economic Development Association in support for the application for funding from the Alberta Community Partnership, Inter Municipal Collaboration Grant to update and develop a study for the Economic Safety Benefits of Twinning Highway 3 and support for the Town of Pincher Creek as the applicant and managing partner. CARRIED

INVITATIONS

J1. Barons-Eureka-Warner FCSS Re: All Councils Meeting, April 6, 2016, Heritage Inn Hotel, Taber

84/16 H. DOEVE MOVED that any member of Council wishing to attend the Barons-Eureka-Warner FCSS All Councils meeting scheduled for Wednesday, April 6, 2016 at the Heritage Inn Hotel in Taber be authorized to do so. CARRIED

J2. 11 Lethbridge Air Cadet Squadron Parent Association Re: 2nd Annual Spaghetti Dinner

85/16 T. WHITE MOVED that County Council receives the invitation to the 11 Lethbridge Air Cadet Squadron Parent Association 2nd Annual Spaghetti Dinner fundraising event, scheduled for March 19, 2016 as information. CARRIED

86/16 J. WILLMS MOVED that County Council approve a donation in the amount of \$200 to the 11 Lethbridge Air Cadet Squadron Parent Association in support of their 2nd Annual Spaghetti Dinner, as per County Donation Policy 161. CARRIED

Reeve

Chief Administrative Officer

J3. Coaldale & District Chamber of Commerce Re: Annual Appreciation & Awards Banquet – March 19, 2016

87/16 H. DOEVE MOVED that County Council authorize the Councillor John Willms and guest to attend the Coaldale & District Chamber of Commerce Annual Appreciation & Awards Banquet scheduled for Saturday, March 19, 2016 at the Gem of the West Museum. CARRIED

88/16 T. WHITE MOVED the meeting recess for lunch at 11:45 CARRIED

The meeting reconvened at 1:04 p.m. with all members of Council present including Councillors Zeinstra and Benson.

IN-CAMERA

K2. Legal Update

89/16 M. ZEINSTRA MOVED that County Council go In-Camera at 1:05 p.m. CARRIED

90/16 T. WHITE MOVED that County Council come out of In-Camera at 1:35 p.m. CARRIED

K2. Legal Update

91/16 H. DOEVE MOVED that Council authorize Administration to deal with right-of-way violations. CARRIED

APPOINTMENTS

E4a. S.D. Application #2016-0-009 - MS Maclean Livestock Co. Ltd. - SE 1/4 18-10-20-W4 102008 Rge Rd 20-5

92/16 M. ZEINSTRA MOVED that the Country Residential subdivision of SE1/4 18-10-20-W4M (Certificate of Title No. 121 162 602 +1), to create a 2.4 acre (0.97 ha) parcel from a title of 153.65 acres (62.18 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 suitable for the purpose for which the subdivision is intended pursuant to Section 7 of the Subdivision and Development Regulation.
3. The proposed parcel is the first subdivision from the quarter section and is determined to be suitable for the purpose as a farmstead acreage. CARRIED

Reeve

Chief Administrative Officer

E4b. S.D. Application #2016-0-010 - Christian De Jong & Vicki J. De Jong - NW 1/4 11-10-23-W4

- 93/16 K. BENSON MOVED that the Country Residential subdivision of NW1/4 11-10-23-W4M (Certificate of Title No. 011 176 723), to create an 8.80 acre (3.55 ha) parcel from a previously unsubdivided quarter section title of 160.00 acres (64.74 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 suitable for the purpose for which the subdivision is intended as the first parcel out, pursuant to Section 7 of the Subdivision and Development Regulation. CARRIED

ADJOURNMENT

- 94/16 M. ZEINSTRA MOVED the meeting adjourn at 2:00 p.m. CARRIED

Reeve

Chief Administrative Officer