

MINUTES OF THE SPECIAL MEETING OF THE COUNCIL OF LETHBRIDGE COUNTY HELD AUGUST 7, 2014 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	- T. Anderson
Director of Municipal Services	- K. Viergutz
Acting Director of Community Services	- H. Janzen
Recording Secretary	- L. Megella

REEVE LORNE HICKEY IN THE CHAIR

CALL TO ORDER Reeve Hickey called the meeting to order at 9:58 a.m.

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

AMENDMENTS TO THE AGENDA

Rick Robinson, Chief Administrative Officer and members of Council made the following additions and deletions to the August 7, 2014 agenda.

- E6. 11:45 a.m. – Alex Russell – Request to Build Road (moved from Municipal Services)
- F7. Water Usage from Diamond City Truckfill Station
- I13. Southern Alberta Energy From Waste Association (SAEWA) Re: Brownlee LLP SAEWA Collaborative Governance Framework

342/14 H. DOEVE MOVED that Council approve the agenda as amended.
CARRIED

IN-CAMERA

J1. Land Issue

Note: S. Ashbee, Sunny South News departed at 10:04 a.m.

343/14 T. WHITE MOVED that County Council go In-Camera at 10:04 a.m.
CARRIED

344/14 M. ZEINSTRA MOVED that County Council come out of In-Camera at 10:29 a.m.
CARRIED

Note: J. Willms departed at 10:30 a.m. due to a pecuniary interest.

Note: S. Ashbee, Sunny South News present at 10:30 a.m.

Reeve

Chief Administrative Officer

APPOINTMENT **E2. Ed Donkersgoed - Coaldale-Lethbridge Community Growing Project 2014 Re: Waiver of Taxes on S.E. 14-10-19-W4**

Reeve Hickey welcomed Mr. Ed Donkersgoed to the meeting at 10:30 a.m.

Mr. Donkersgoed provided Council with an update regarding the Coaldale-Lethbridge Community Growing Project 2014 and answered questions from Council regarding the charity.

345/14 H. DOEVE MOVED that item E2. Ed Donkersgoed - Coaldale-Lethbridge Community Growing Project 2014 Re: Waiver of Taxes on SE 14-10-19-W4 be tabled until after lunch so Council has sufficient time to review the Donations Policy. CARRIED

Reeve Hickey thanked Mr. Donkersgoed for attending the meeting. Mr. Donkersgoed retired at 10:50 a.m.

Note: J. Willms present at 10:50 a.m.

CONFIRMATION **B1. Confirmation of Minutes**

346/14 S. CAMPBELL MOVED that the June 23, 2014 Council Minutes be approved as presented. CARRIED

B2. Confirmation of July 11, 2014 Special Council Minutes

347/14 K. BENSON MOVED that the July 11, 2014 Special Council Minutes be approved as presented. CARRIED

REPORTS **D1. Hilary Janzen - Development Permit Report - Update**

348/14 S. CAMPBELL MOVED that Council accept the Development Permit Report – Update for information. CARRIED

MUNICIPAL SERVICES

F7. Water Usage from Diamond City Truckfill Station

Rick Robinson, CAO noted that Lethbridge County has received a request from an oil company regarding bulk water hauling for resource extraction for 5 wells on the Blood Reserve. Work is scheduled for 40-60 days and approximately 24,000m³ of water is required. Overweight permits and road bans would be adhered to along with a signing of a Road Haul Use Agreement.

Council held a discussion regarding the request.

349/14 H. DOEVE MOVED that Lethbridge County agree to sell water for resource extraction and further that Administration develop an agreement to protect the County's infrastructure and to reduce the impact on neighboring residents. CARRIED

Note: S. Ashbee, Sunny South News retired at 11:11 a.m.

APPOINTMENT **E3. S.D. Application #2014-0-089 (Geisbrecht) - SE 31-8-19-W4M**

350/14 J. WILLMS MOVED that the agricultural/country residential subdivision of SE1/4 31-8-19-W4M (Certificate of Title No. 991 114 629+1, 991 114 629+2), to 103.19 acre agricultural title with an adjacent south title comprised of 45.86 acres, and then subdivide out a

Reeve

Chief Administrative Officer

2.00 acre parcel, for both agricultural and 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.
3. That the residual portion of Certificate of Title 991 114 629+2 be consolidated with the adjacent south portion of the S½ of SE 31-8-19-W4M (Certificate of Title 991 114 629+1) in a manner such that the resulting title cannot be further subdivided without approval of the Subdivision Authority.
4. That the applicant provides at their expense a professional soils analysis by an accredited agency or engineer to ensure suitability for a private on-site septic treatment system.
5. That the applicant submits a plan as prepared by an Alberta Land Surveyor that certifies the exact location and dimensions of the parcel being subdivided.

REASONS:

1. 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.
 2. The Subdivision Authority has determined that with the consolidation of the remainder agricultural land to an agricultural title to the south (south portion of SE1/4 31-8-19-W4M), the applicant starts with two titles and ends with titles which conforms to the County's subdivision policies.
 3. The proposed subdivision of the 2.00 acre country residential parcel complies with both the Municipal Development Plan and Land Use Bylaw.
- CARRIED

E4. S.D. Application #2014-0-096 (Stronks/Central H Feeders) Ptn. of NW¼ 29-11-20-W4M (Block 2, Plan 9310117 & Lot 1, Block 3, Plan 0814316)

351/14

M. ZEINSTRAS MOVED that the agricultural/country residential subdivision of Lot 1, Block 3, Plan 0814316 & Block 2, Plan 9310117 within NW1/4 29-11-20-W4M (Certificate of Title No. 081 359 530, 081 359 530+1), to reconfigure two adjacent titles, 25.6 and 94.81 acres respectively in size, by swapping land between them and creating titles 8.33 and 111.9 acres in size for country residential & agricultural 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.
3. That the portions of land exchanged between the two parcels and the resulting titles be registered by plan by an Alberta Land Surveyor so that the resulting title cannot be further subdivided without approval of the Subdivision Authority.

Reeve

Chief Administrative Officer

4. That the landowner of the proposed 8.33 acre title be required to formally relinquish in writing to the NRCB any permit rights for livestock on the smaller parcel and the inside of the barns must have equipment/infrastructure as associated with animal confinement/feeding operations suitably dismantled and removed so as it is no longer able to accommodate animal units. A copy of a letter from the NRCB confirming such shall be provided by the applicant prior to final endorsement.

5. That the easement as required by Telus be provided prior to final endorsement.

REASONS:

1. The Subdivision Authority of Lethbridge County has determined that the relocation (consolidation) of the agricultural land to the title of the larger CFO meets the County's land use policy goals of having active livestock operations tied to some agricultural land base.

2. The Subdivision Approval Authority of Lethbridge County has determined the proposed subdivision is a reconfiguration of land between titles and meets the subdivision criteria of the Land Use Bylaw, with no resulting increase in title density.

3. In conformity to Policy 2(3) of Part 7 of Land Use Bylaw No. 1404 subdivision policies, the Subdivision Authority has waived the MDS requirement for the reconfigured 8.33 acre yard on the basis that the reconfiguration of agricultural land between the two titles does not physically change the situation of the yards, and the older yard to be situated on the 8.33 acre title has been in existence prior to the neighboring beef operation.

4. With the conditions imposed on the subdivision approval, including the consolidation by plan, 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.

CARRIED

E6. Alex Russell Request to Build Road (Moved from Municipal Services item F1)

Reeve Hickey welcomed Mr. Alex Russell to the meeting at 11:45 a.m. Mr. Russell reviewed his request with Council regarding building of a road on the undeveloped road allowance of Range Road 21-4, from Township Road 8-0 to a point ½ mile south of Township Road 7-4 in the event that he loses the ability to use the existing road across to his farmstead in the N.E. 19-7-21-W4.

352/14

T. WHITE

MOVED that County Council authorizes Administration to begin the process of re-opening the ½ mile of Township Road 7-4 that is closed so that the roadway can be constructed, and furthermore authorize Mr. Russell to build a new road on the undeveloped road allowance of Range Road 21-4, from Township Road 8-0 to a point ½ mile south of Township Road 7-4 as per Policy 311 and by way of a Development Agreement between Mr. Russell and the County.

CARRIED

Reeve Hickey thanked Mr. Russell for attending the meeting. Mr. Russell retired at 11:58 a.m.

Reeve

Chief Administrative Officer

E5. S.D. Application #2014-0-100 (Dueck) NE1/4 24-8-19-W4M

- 353/14 J. WILLMS MOVED that the country residential subdivision of NE1/4 24-8-19-W4M (Certificate of Title No. 071 377 181) to subdivide out a 3.00 acre (1.21 ha) parcel from a previously unsubdivided quarter section of 160.00 acres 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.
 3. That the applicant provides at their expense a professional soils analysis by an accredited agency or engineer to ensure suitability for a private on-site septic treatment system.
 4. That the applicant submits a plan as prepared by an Alberta Land Surveyor that certifies the exact location and dimensions of the parcel being subdivided.
- REASONS:**
1. 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.
 2. The proposed parcel is the first subdivision from the quarter section and is determined to be suitable for the intended purpose.
 3. The proposed subdivision of the 3.00 acre country residential parcel complies with both the Municipal Development Plan and Land Use Bylaw.
- CARRIED

- 354/14 M. ZEINSTRA MOVED the meeting recess for lunch at 12:02 p.m. CARRIED
- The meeting reconvened at 1:16 p.m. with all members of Council as previously mentioned.
- 355/14 K. BENSON MOVED that the Council meeting proceed past 4:30 p.m., if required. CARRIED

E1. Introduction of Terry Ostrom, Supervisor of Public Works

Mr. Kevin Viergutz, Director of Municipal Services introduced Mr. Terry Ostrom, Supervisor of Public Works to Council at 1:18 p.m. Reeve Hickey and members of Council introduced themselves to Mr. Ostrom. Mr. Ostrom provided a brief history of his professional and educational background. Council wished Mr. Ostrom success and welcomed him to the County.

Reeve Hickey thanked Mr. Ostrom for attending the meeting. Mr. Ostrom retired at 1:21 p.m.

- 356/14 H. DOEVE MOVED that item E1. Introduction of Terry Ostrom, Supervisor of Public Works be accepted for information. CARRIED

Reeve

Chief Administrative Officer

MUNICIPAL SERVICES**F2. LNID Lateral H3 Pipeline – Drainage Implications**

357/14 T. WHITE MOVED that County Council receives item F2. LNID Lateral H3 Pipeline – Drainage Implications for information. CARRIED

F3. Policy 702 - Vehicle Use: Traffic Laws and Operator Conduct

358/14 K. BENSON MOVED that Council approves the revisions to Policy 702 – Vehicle Use Traffic Laws and Operator Conduct as presented. MOTION DEFEATED

359/14 H. DOEVE MOVED that Council go In-Camera at 2:00 p.m. CARRIED

360/14 S. CAMPBELL MOVED that Council come out of In-Camera at 2:23 p.m. CARRIED

F4. Capital Project Flt-E1f - Over-Expenditure

361/14 T. WHITE MOVED that County Council approves the over-expended amount of \$22,000 for the Steel Drum Vibratory Compactor - Capital Project #Flt-E1f and that the additional funding come from the Equipment Replacement Reserve. CARRIED

F5. Capital Project Flt-E1a - Over-Expenditure

362/14 T. WHITE MOVED that County Council approve the over-expended amount of \$49,926 for the Motor Grader, Capital Project #Flt-E1a and that the additional funding come from the Equipment Replacement Reserve. CARRIED

F6. Capital Projects Flt-E1i & Flt-E1j - Over-Expenditure

363/14 M. ZEINSTRA MOVED that item F6. Capital Projects Flt-E1i & Flt-E1j - Over-Expenditure be tabled to August 21, 2014 Council meeting. Administration to provide further information regarding the over-expenditure. CARRIED

CORPORATE SERVICES**H4. Dismantling and Removal of Hangar 2**

364/14 M. ZEINSTRA MOVED that County Council authorize Administration to sole source the dismantling and removal of Hangar 2 at the Lethbridge Airport and enter into an agreement with Ursus Enterprises for the teardown of Hangar 2 for salvage for a fee of \$59,999 plus tipping costs of up to \$15,000. CARRIED

COMMUNITY SERVICES**G1. Alberta Development Officers Association (ADOA) Re: Sponsorship for 2014 ADOA 30th Anniversary Conference**

365/14 J. WILLMS MOVED that County Council receives the request from the Alberta Development Officers Association regarding a sponsorship request for their 2014 ADOA 30th Anniversary Conference for information. CARRIED

Reeve

Chief Administrative Officer

G2. Industrial Hemp Crop Walk - July 23, 2014 – Lethbridge, Alberta

- 366/14 J. WILLMS MOVED that Council approves Councillor Tom White and Deputy Reeve Henry Doeve to attend the Industrial Hemp Crop Walk - July 23, 2014 in Lethbridge, Alberta “after the fact”.
CARRIED

G3. Bylaw 1426 - 508 Agri-Business Park Area Structure Plan – Lots 1-3, Block 1, Plan 0814065

- 367/14 T. WHITE MOVED first reading of Bylaw 1426 - 508 Agri-Business Park Area Structure Plan – Lots 1-3, Block 1, Plan 0814065.
CARRIED

G4. Bylaw 1427– Amendment to Land Use Bylaw, Lots 1-3, Block 1, Plan 0814065 – Rural General Industrial and Business Light Industrial

- 368/14 J. WILLMS MOVED first reading of Bylaw 1427– Amendment to Land Use Bylaw, Lots 1-3, Block 1, Plan 0814065 – Rural General Industrial and Business Light Industrial.
CARRIED

G5. Bylaw 1428 - Deer Run Estates Area Structure Plan Amendment

- 369/14 T. WHITE MOVED first reading of Bylaw 1428 – Deer Run Estates Area Structure Plan Amendment of Bylaw 1306.
CARRIED

Reeve Hickey recessed the meeting at 2:58 p.m.
The meeting reconvened at 3:08 p.m.

G6. Rescheduling Consul of Mexico County Tour

- 370/14 M. ZEINSTRA MOVED that County Council choose the date of September 15, 2014 for an agricultural tour of Lethbridge County with the Consul General of Mexico’s Consul Representative for the Seasonal Worker’s Agricultural Program.
CARRIED

CORPORATE SERVICES**H1. Strategic Planning Dates 2015**

- 371/14 M. ZEINSTRA MOVED that County Council selects the dates of January 26-29, 2015 for the annual Strategic Planning retreat in Canmore.
CARRIED

H2. WCB PIR Refund Allocation

- 372/14 M. ZEINSTRA MOVED that Council approves the transfer of \$3,763.17 for the 2013 WCB PIR Refund to the Safety Reserve account.
CARRIED

H3. WCB Surplus Distribution

- 373/14 M. ZEINSTRA MOVED that Council approves the transfer of \$30,356.25 for the 2013 WCB Surplus Distribution to the Safety Reserve account.
CARRIED

Reeve

Chief Administrative Officer

ADMINISTRATION**I1. Subdivision & Development Appeal Board Members**

- 374/14 H. DOEVE MOVED that County Council appoints Leroy Pavan and Todd McCann to the Subdivision & Development Appeal Board and further that Jack Braat's term be extended to December 31, 2014. CARRIED

I2. Foothills Little Bow Municipal Association Re: September 19, 2014 Meeting / Resolutions

- 375/14 M. ZEINSTRA MOVED that Lethbridge County put forth resolutions on the restoration of funding for Bridges and Resource Roads for the Foothills Little Bow meeting scheduled for September 19, 2014. Deadline for resolutions is August 29, 2014. CARRIED

I3. Foothills Little Bow Municipal Association Re: Draft Bylaw & Resolution Policy

- 376/14 S. CAMPBELL MOVED that item I3. Foothills Little Bow Municipal Association Re: Draft Bylaw & Resolution Policy be received for information. CARRIED

I4. SMRID Board of Directors/ Lethbridge County Irrigation Committee Re: Board to Committee Meeting - Dates

- 377/14 H. DOEVE MOVED that Council approve the date of September 23, 2014 at 10:00 a.m. for the Lethbridge County Irrigation Committee (Councillor Morris Zeinstra and Deputy Reeve Henry Doeve) and members of Administration to meet with the SMRID Executive (Irrigation) Committee. Location of the meeting to be Lethbridge County Office. CARRIED

I5. LNID / Lethbridge County Re: Board to Council Meeting Date

- 378/14 T. WHITE MOVED that County Council chooses the date of October 20, 2014 at 10:00 a.m. to meet with the Lethbridge Northern Irrigation Board to discuss issues of mutual interest and concern. Location to be Lethbridge County Office. CARRIED

I6. Pincher Creek Fair & Rodeo – August 16, 2014

- 379/14 S. CAMPBELL MOVED that County Council receives the invitation from the Town of Pincher Creek regarding the Pincher Creek Fair and Rodeo Parade scheduled for August 16, 2014 for information. CARRIED

I7. Exhibition Park Whoop Up Days Annual President's Reception – August 19, 2014 – West Pavilion Exhibition Park

- 380/14 T. WHITE MOVED that any member of Council wishing to attend Exhibition Park's Whoop Up Days Annual President's Reception with President Don Young scheduled for August 19, 2014 at the West Pavilion Exhibition Park be authorized to do so. CARRIED

 Reeve

 Chief Administrative Officer

I8. University of Lethbridge 3rd Annual Pronghorn Scholarship Breakfast – September 23, 2014 – 1st Choice Saving Centre Gym

- 381/14 S. CAMPBELL MOVED that County Council receives the University of Lethbridge 3rd Annual Pronghorn Scholarship Breakfast scheduled for September 23, 2014 in the 1st Choice Savings Centre Gym, University of Lethbridge for information. CARRIED

I9. Stars of Alberta Volunteer Awards 2014 – Call for Nominations

- 382/14 K. BENSON MOVED that item I9. Stars of Alberta Volunteer Awards 2014 – Call for Nominations be received for information. CARRIED

I10. Nobleford Area Museum Society Re: 25th Anniversary Celebration – Premiere Screening of Short Film, “A Noble Vision”

- 383/14 K. BENSON MOVED that County Council authorize the Reeve or his designate to attend the Nobleford Area Museum Society Re: 25th Anniversary Celebration – Premiere Screening of Short Film, “A Noble Vision” scheduled for August 22, 2014 at the Noble Central School gym. CARRIED

I11. AAMDC 2014 Fall Convention - Meetings with Ministries

- 384/14 H. DOEVE MOVED that Council directs Administration to contact the Ministers of Municipal Affairs, Agriculture, Transportation, Environment and Sustainable Resource Development to set up appointments during the 2014 AAMD&C Fall Convention. CARRIED

I12. 2014 Lethbridge County Christmas Party

- 385/14 J. WILLMS MOVED that County Council approves the \$5,000 contribution for the 2014 Lethbridge County Christmas Party, to be funded from Council Discretionary Reserve. CARRIED

I13. Southern Alberta Energy From Waste Association (SAEWA) Re: Brownlee LLP SAEWA Collaborative Governance Framework

- 386/14 T. WHITE MOVED that County Council review the questionnaire from Brownlee LLP regarding SAEWA’s Collaborative Regional Governance Model and provide feedback to Administration prior to August 21, 2014. CARRIED
- 387/14 K. BENSON MOVED that the Southern Alberta Energy from Waste Association (SAEWA) Memorandum of Understanding & Interim Agreement be tabled to August 21, 2014 Council meeting. CARRIED

IN-CAMERA

- 388/14 K. BENSON MOVED that item J1. Land Issue be received for information. CARRIED

Note: J. Willms retired at 4:05 p.m.

Reeve

Chief Administrative Officer

APPOINTMENT**E2. Ed Donkersgoed - Coaldale-Lethbridge Community Growing Project
2014 Re: Waiver of Taxes on S.E. 14-10-19-W4**

- 389/14 S. CAMPBELL MOVED that item E2. Ed Donkersgoed - Coaldale-Lethbridge Community Growing Project 2014 Re: Waiver of Taxes on S.E. 14-10-19-W4 be brought back to the table. CARRIED
- 390/14 T. WHITE MOVED that County Council waive the penalties on the 2014 taxes for the S.E. 14-10-19-W4 in support of the Coaldale-Lethbridge Community Growing Project. CARRIED
- 391/14 H. DOEVE MOVED that County Council donate \$500.00 through the Lethbridge County Donations Policy to the Coaldale-Lethbridge Community Growing Project for 2014. Funding to be utilized from Donation Reserve. CARRIED

ADJOURNMENT

- 392/14 M. ZEINSTRA MOVED the meeting adjourn at 4:10 p.m. CARRIED

Reeve

Chief Administrative Officer