

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE COUNTY OF LETHBRIDGE HELD MAY 2, 2013 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:**

County Manager	- D. Shigematsu
Director of Corporate Services	- R. Robinson
Director of Municipal Services	- K. Viergutz
Recording Secretary	- L. Megella

**REEVE LORNE HICKEY IN THE CHAIR**

**CALL TO ORDER** Reeve Hickey called the meeting to order at 9:11 a.m.

Note: K. Bly, Sunny South News present at 9:11 a.m.

**AMENDMENTS TO THE AGENDA**

Dennis Shigematsu, County Manager and members of Council made the following additions and deletions to the May 2, 2013 agenda.

- D1. Southern Alberta Energy to Waste Association (SAEWA) Report – T. White
- **DELETE** - E1. 10:30 a.m. – Caylee Gorzitza, Lethbridge Street Wheelers Re: Use of Lethbridge Airport Runway for 100 Foot Drag Racing – July 13, 2013
- E1. 10:30 a.m. - Jack Hayden, Hayden & Associates Consulting Re: 60 Kilometre Per Hour Speed Zone
- I3. Lethbridge Twinning Society Hosting Consul General of Japan – May 13, 2013 – Lethbridge Public Library
- I4. City of Lethbridge / County of Lethbridge Joint Council Meeting Dates

187/13 J. WILLMS MOVED that Council approve the agenda as amended.  
CARRIED

**CONFIRMATION B1. Confirmation of Minutes**

188/13 M. ZEINSTRA MOVED that the April 18, 2013 Council Minutes be approved as presented.  
CARRIED

**REPORTS**

**D1. Southern Alberta Energy to Waste Association (SAEWA) Report – T. White**

Councillor T. White provided a report to Council regarding the Southern Alberta Energy to Waste Association meeting he attended.

189/13 K. BENSON MOVED that Council receive item D1. Southern Alberta Energy to Waste Association (SAEWA) Report presented by Councillor T. White for information.  
CARRIED

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Reeve

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County Manager

**APPOINTMENT**     **E1. Caylee Gorzitza, Lethbridge Street Wheelers Re: Use of Lethbridge Airport Runway for 100 Foot Drag Racing - July 13, 2013**

Item deleted off agenda.

**MUNICIPAL SERVICES**

**F1. 2013 Provincial Agriculture Service Board Tour - July 8-11, 2013 M.D. of Bonnyville**

190/13     S. CAMPBELL     MOVED that any member of County Council wishing to attend the 2013 Provincial Agriculture Service Board Tour in the M.D. of Bonnyville scheduled for July 8-11, 2013 be authorized to attend.     CARRIED

**F2. Alberta Farm Safety Centre - Request for Funding for 2013**

191/13     M. ZEINSTRA     MOVED that County Council contribute \$5,000 funding toward the Alberta Farm Safety Centre Program for 2013. Funds to be utilized from Council Discretionary Fund.     CARRIED

**F3. Nolan Hill Road Geotechnical Assessment**

192/13     T. WHITE     MOVED that County Council approves EBA Engineering Consultants Ltd. to perform a geotechnical assessment of the Nolan Hill Road for a price of \$11,000 plus GST, with the funding to be utilized from Public Works Reserve account.     CARRIED

**F4. Public Works Costing Report - 1st Quarter - 2013**

193/13     M. ZEINSTRA     MOVED that County Council receive the Public Works Costing Report – 1<sup>st</sup> Quarter 2013 for information.     CARRIED

**COMMUNITY & LEGISLATIVE SERVICES**

**G1. County/Picture Butte IMDP – Council Resolution**

194/13     T. WHITE     MOVED that County Council authorize Administration to make an application to the Regional Collaboration Program for funding in the amount of \$38,625 for the County of Lethbridge/Town of Picture Butte Intermunicipal Development Plan.     CARRIED

**G2. Regional Collaboration Program (RCP) – Study on the Regionalization of Emergency Services and Emergency Management**

195/13     K. BENSON     MOVED that County Council receives the report on Regional Collaboration Program (RCP) – Study on the Regionalization of Emergency Services and Emergency Management and the Morrison Hershfield Report on the Study of the Regionalization of Emergency Services and Emergency Management as information.     CARRIED

Reeve Hickey recessed the meeting 10:09 a.m.  
The meeting reconvened at 10:19 a.m.

**APPOINTMENT**     **E1. Jack Hayden, Hayden & Associates Consulting Re: 60 Kilometre Per Hour Speed Zone**

Reeve Hickey welcomed Mr. Jack Hayden, Hayden & Associates Consulting to the meeting at 10:19 a.m.

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Reeve

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County Manager

Mr. Hayden provided a preliminary report concerning 60 km. road speeds to Council. A discussion was held concerning the report.

- 196/13 M. ZEINSTRA MOVED that County Council receive item E1. Jack Hayden, Hayden & Associates Re: 60 Kilometre Per Hour Speed Zone presentation for information and further that 15 participants be selected from various industries in the County to participate in the 60 km. speed zone study and that Council provide 6 to 7 names of citizens from their Division as soon as possible to Administration in order to commence the study. CARRIED

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

**E2. Leonard Fast & Tracy Dow Re: Coaldale Handi-Ride Association Funding Request**

Reeve Hickey welcomed Mr. Leonard Fast and Mr. Tracy Dow of the Coaldale Handi-Ride Association to the meeting at 10:51 a.m. Council introduced themselves to Mr. Fast and Mr. Dow.

The delegation requested funding for the Handi-Ride Association in the amount of \$1,000 per month for June 2013 to June 2014 and further that Council consider putting \$12,000 into the County's budget yearly.

A discussion was held concerning the request.

Reeve Hickey thanked the delegation for attending the meeting. The delegation retired at 11:15 a.m.

- 197/13 J. WILLMS MOVED that County Council grant the Coaldale Handi-Ride Association funding in the amount of \$1,000 per month from June 2013 to June 2014 for a total of \$12,000 with funds to be derived from Councilor's Discretionary Reserves. MOTION DEFEATED

- 198/13 K. BENSON MOVED that County Council receive item E2. Leonard Fast & Tracy Dow Re: Coaldale Handi-Ride Association Funding Request for information. CARRIED

**E3. CPR Abandoned Land Delegation – Jos Huybregts, Bert Van Hierden & Darren Van Raay**

Reeve Hickey welcomed Mr. Jos Huybregts and Mr. Bert Van Hierden to the meeting at 11:17 a.m.

The delegation indicated that they wished to meet with Council to further discuss the pricing of land in the CPR rail corridor.

A lengthy discussion was held concerning the matter.

- 199/13 H. DOEVE MOVED that County Council thank the CPR Abandoned Land delegation for their input and further that County Council receive the presentation from the delegation concerning the CPR abandoned land as information. CARRIED

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Reeve

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County Manager

200/13 M. ZEINSTRA MOVED that Administration be directed to review the CPR abandoned land process to determine if there can be considerations given to the landowners with information to be brought back to the May 16, 2013 Council meeting.

**MOTION DEFEATED**

Reeve Hickey thanked the delegation for attending the meeting. The delegation retired at 12:12 p.m.

201/13 M. ZEINSTRA MOVED the meeting recess for lunch at 12:12 p.m. CARRIED

The meeting reconvened at 1:29 p.m. will all Council members present as previously mentioned.

**E4. Brent Botfield, President, Lethbridge International Air Show Association Re: County Support for the 2013 Lethbridge International Air Show & Bylaw 1395 Lethbridge County Airport Road Closure for 2013 Lethbridge International Air Show - July 20-21, 2013**

Reeve Hickey welcomed Mr. Brent Botfield, President of the Lethbridge International Air Show Association to the meeting at 1:29 p.m. Mr. Botfield thanked Council for the opportunity of speaking, and stated he was present to request the same support that Council has generously provided for previous Air Shows, those being: financial and/or operational support from the County of Lethbridge in the following areas:

- Temporary road closures
- Landing fees waived
- Water truck (with operator) for dust control
- Fuel truck
- Considerations for materials and/or resources needed in adjusting their layout & show box
- Considerations for dedicated Peace Officer (RCMP) presence
- Aerodrome Lease approval
- Attendance at the event (Councillors & Management)

202/13 T. WHITE MOVED that County Council approve the supply of a water truck with operator for dust control to a maximum cost of \$4,000 to be funded from Councilor's Discretionary Reserve and further that Council approves the waiver of landing fees, Aerodrome Lease approval and attendance for Council/Staff at the 2013 Alberta International Airshow scheduled to be held on July 20 and July 21, 2013. CARRIED

203/13 S. CAMPBELL MOVED first reading of By-Law 1395 for the purpose of Temporary Closure and Occupation or Use of Highways located within the County of Lethbridge adjacent to the Lethbridge County Airport when they are not required for public use for the 2013 Lethbridge International Air Show. CARRIED

204/13 M. ZEINSTRA MOVED second reading of By-Law 1395 for the purpose of Temporary Closure and Occupation or Use of Highways located within the County of Lethbridge adjacent to the Lethbridge County Airport when they are not required for public use for the 2013 Lethbridge International Air Show. CARRIED

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Reeve

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County Manager

- 205/13 K. BENSON MOVED that County Council proceed to third reading of By-Law 1395 for the purpose of Temporary Closure and Occupation or Use of Highways located within the County of Lethbridge adjacent to the Lethbridge County Airport when they are not required for public use for the 2013 Lethbridge International Air Show. **CARRIED UNANIMOUSLY**
- 206/13 T. WHITE MOVED third reading of By-Law 1395 for the purpose of Temporary Closure and Occupation or Use of Highways located within the County of Lethbridge adjacent to the Lethbridge County Airport when they are not required for public use for the 2013 Lethbridge International Air Show. **CARRIED**

Reeve Hickey thanked Mr. Botfield for attending the meeting. Mr. Botfield retired at 1:38 p.m.

### **COMMUNITY & LEGISLATIVE SERVICES**

#### **G3. Nobleford and District Emergency Services Department - Long Term Service Award**

- 207/13 H. DOEVE MOVED that any member of Council wishing to attend the Nobleford and District Emergency Services Department – Long Term Service Award Ceremonies in honor of retired Nobleford Fire Chief, Shane Sherman on May 25, 2013 from 10:00 a.m. to 1:00 p.m. be authorized to do so; and further that a plaque be presented to Shane Sherman in honor of his 19 years of service to the County of Lethbridge. **CARRIED**

### **ADMINISTRATION**

#### **I4. City of Lethbridge / County of Lethbridge Joint Meeting Dates**

The City of Lethbridge requested meeting dates from the County of Lethbridge for a joint council meeting. Dates provided as follows from the County:

- Tuesday, June 11, 2013
- Tuesday, June 18, 2013
- Tuesday, June 25, 2013
- Wednesday, June 26, 2013
- Thursday, June 27, 2013

- 208/13 M. ZEINSTRA MOVED that S.D. Application #2013-0-005 – Gergely, Lot 1, Block 1, Plan 1111955 – N.E. ¼ 32-8-20-W4 be brought back to the table. **CARRIED**

### **APPOINTMENT**

#### **E5. S.D. Application #2013-0-005 - Gergely - Lot 1, Block 1, Plan 1111955, N.E. 1/4 32-8-20-W4**

- 209/13 T. WHITE MOVED that the grouped country residential subdivision of Lot 1, Block 1, Plan 1111955 within N.E. 1/4 32-8-20-W4M (Certificate of Title No. 111 146 997), to subdivide an 11.94 acre (4.83 ha) title and create four (4) new parcels ranging in size from 1.23 to 1.85 acres (0.50 to 0.75 ha) each in size, a 0.61 (0.25 ha) PUL, and a residual 4.14 acre (1.67 ha) parcel, all for grouped 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 11.94 acres at the market value of \$31,000.00 per acre with the actual acreage and amount to be

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Reeve

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County Manager

paid to the County of Lethbridge be determined at the final stage, for Municipal Reserve Purposes.

**CONDITIONS:**

1. That, pursuant to Section 654(1)(d) of the Municipal Government Act, all outstanding property taxes shall be paid to the County of Lethbridge.
2. That, pursuant to Section 655(1)(b) of the Municipal Government Act, the applicant or owner or both enter into and agree to abide by the terms of a Development Agreement with the County of Lethbridge which shall be registered concurrently with the final plan against the title(s) being created. This agreement may make reference to the provision of the fire/storm pond, access road and upgrades to Range Road 20-4, developed to County standards, and any other infrastructure matter the County deems necessary which are to be provided at the developer's expense.
3. That the Utility Right-of-Way as required by ATCO Gas shall be established prior to finalization of the application.
4. That the easement(s) as required by TELUS shall be established prior to finalization of the application.
5. That the applicant submit to the Subdivision Authority a copy of a sketch from an Alberta Land Surveyor that certifies the location and dimensions of the existing buildings and the exact dimensions of the lots to be subdivided.
6. That the applicant removes the encroachment of the grain bins that are located between the existing yard and the new lots/private driveway area to the east (area of proposed Lots 2 & 3), so that there are no structures encroaching over the proposed new property line(s). Confirmation of such removal must be provided to the satisfaction of the Subdivision Authority prior to final endorsement.
7. That a final grading or engineered drainage plan be provided to the satisfaction of the Director of Municipal Services, which may be addressed through the terms of the Development Agreement.
8. That the final plan as prepared by the Alberta Land Surveyor reflect the lot layout as approved by the Subdivision Authority which shall include the PUL pond to be dedicated to the County for storm water drainage and fire suppression.

**REASONS:**

1. The proposed subdivision complies with both the Municipal Development Plan and Land Use Bylaw.
2. The Subdivision Approval Authority has determined the proposed subdivision meets the criteria for grouped country residential use and conforms to the Area Structure Plan (Bylaw 1390) approved for the land.
3. With the provision of the required infrastructure and engineering reports, 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. S.D. Application #2013-0-041 - County of Lethbridge Seed Cleaning Plant - Block A, Plan 7611286 & N.W. 1/4 35-10-20-W4**

210/13

T. WHITE

MOVED that the agricultural/industrial subdivision of Block A, Plan 7611286 and N.W. 1/4 35-10-20-W4M (Certificate of Title No. 941 093 531, 761 115 047), to reconfigure and enlarge an existing 1.98 acre (0.8 ha) parcel by adjusting the property boundary with the parent quarter section, resulting in a 5.00

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Reeve

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County Manager

acre (2.02 ha) title for isolated rural industrial 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 the County of Lethbridge.
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 the County of Lethbridge 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.

**REASONS:**

1. The Subdivision Authority is satisfied that with the subdivision and consolidation resulting in a reconfigured lot title, the proposed subdivision is suitable for the purpose for which the subdivision is intended and meets the intent of the subdivision policies of the municipality's Land Use Bylaw.
2. The proposed subdivision complies with both the Municipal Development Plan and Land Use Bylaw.
3. The subdivision complies with the isolated rural industrial subdivision criteria of the Land Use Bylaw and the parcel size does not exceed the 10 acre maximum industrial size.

CARRIED

**CORPORATE SERVICES**

**H1. Bylaw 1396 2013 Tax Mill Rate**

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|--------|-------------|--|-----------------------------|
| 211/13 | M. ZEINSTRA | MOVED that Council pass first reading of Bylaw 1396 2013 Tax Mill Rate.  | CARRIED                     |
| 212/13 | S. CAMPBELL | MOVED that Council pass second reading of Bylaw 1396 2013 Tax Mill Rate. | CARRIED                     |
| 213/13 | T. WHITE    | MOVED that Council go to third reading of Bylaw 1396 2013 Tax Mill Rate. | <b>CARRIED UNANIMIOUSLY</b> |
| 214/13 | T. WHITE    | MOVED that Council pass third reading of Bylaw 1396 2013 Tax Mill Rate.  | CARRIED                     |

**H2. Runway Plow Truck**

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|--------|-------------|---|---------|
| 215/13 | M. ZEINSTRA | MOVED that County Council agrees to enter into an agreement with Her Majesty the Queen in Right of Canada re: ACAP Agreement Replace Runway Plow Truck – Lethbridge County Airport; and the County of Lethbridge agrees to assume all project costs above the level approved by the Minister. | CARRIED |
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**ADMINISTRATION**

**I1. 2013 Election - Advance Poll Dates, Nomination Day and Election Day**

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|--------|----------|--|---------|
| 216/13 | T. WHITE | MOVED that County Council approve an Advance Poll Date of Thursday, October 3, 2013 from 2:00 p.m. to 8:00 p.m. for the 2013 Election. | CARRIED |
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Reeve

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County Manager

**I2. Per Diem Rates for 2013 Election Officials (Returning Officer & Deputy Returning Officer)**

217/13 T. WHITE MOVED that the per diem rates for the 2013 Election for the Deputy Returning Officer be \$175.00 per day plus mileage and meal allowance and for the Returning Officer \$250.00 per day plus mileage and meal allowance. CARRIED

**I3. Lethbridge Twinning Society Hosting Consul General of Japan, May 13, 2013, Lethbridge Public Library**

218/13 S. CAMPBELL MOVED that any member of Council wishing to attend the lecture by the Consul General of Japan, Mr. Susuma Fukuda entitled, "Japan-Alberta Relations: Past and Present – Towards New Perspectives" be authorized to do so. The event is hosted by the Lethbridge Twinning Society and scheduled for May 13, 2013 at the Lethbridge Public Library from 7:00 to 9:00 p.m. CARRIED

**ADJOURNMENT**

219/13 M. ZEINSTRA MOVED the meeting adjourn at 2:51 p.m. CARRIED

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Reeve

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County Manager