

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF LETHBRIDGE COUNTY HELD FEBRUARY 2, 2017 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	- 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 10:07 a.m.

Note: S. Ashbee, Sunny South News present at 10:07 a.m.

**AMENDMENTS TO THE AGENDA**

Rick Robinson, Chief Administrative Officer and members of Council made the following additions and deletions to the February 2, 2017 agenda.

- F2. Bylaw 1489 Road Closure, Sale & Consolidation – Dar Ray Farms Ltd. – Undeveloped Road ROW, SE-5-8-20-4 – **Deleted from Agenda**
- F2. Detour Signage Highway - 512 and Highway 845 – J. Willms
- G5. Nobleford Correspondence Regarding Emergency Services Revenue
- H1. 2017 - Capital Budget Amendment – Market Access Network
- K3. In-Camera – Personnel
- K4. In-Camera - Personnel

41/17 K. BENSON MOVED that Council approve the agenda as amended.  
CARRIED

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

**IN-CAMERA**

**E1. Appointment (In-Camera) Land Update; E2 Appointment (In-Camera); Land Issue; K3. Personnel; K4. Personnel**

42/17 T. WHITE MOVED that County Council go In-Camera at 10:10 a.m.  
CARRIED

43/17 H. DOEVE MOVED that County Council come out of In-Camera at 11:04 a.m.  
CARRIED

**APPOINTMENTS**

**E3. PUBLIC HEARING - Bylaw 1484 Sandham & Murco Development - Amendment to the Land Use Bylaw - Rural General Industrial (RGI) for a Plan 8211541 Block 1 Lot 1 & Ptn. Plan 8211541 and 2 (in SW 29-9-22-W4)**

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Reeve

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Chief Administrative Officer

44/17

T. WHITE            MOVED that the Public Hearing for Bylaw 1484 Sandham & Murco Development - Amendment to the Land Use Bylaw - Rural General Industrial (RGI) for a Plan 8211541 Block 1 Lot 1 & Ptn. Plan 8211541 and 2 (in SW 29-9-22-W4) open at 11:04 a.m. CARRIED

Reeve Hickey welcomed the delegation to the meeting. The delegation consisted of:

W. Murray      R. Sandham      S. Sandham

Reeve Hickey declared that the public hearing is being held pursuant to the Municipal Government Act as amended for Bylaw #1484.

Reeve Hickey invited Ms. Hilary Janzen, Senior Planner/Development Officer to give an overview of the application.

- An application has been made by Richard and Sharon Sandham and Murco Developments Ltd. to amend Land Use Bylaw 1404. The purpose of the amendment is to re-designate a portion of SW 29-9-22-W4 from Rural Urban Fringe (RUF) to Rural General Industrial (RGI), as shown on the attached sketch. The area proposed is 36 acres in size.
- The proposed re-designation is located along Range Road 22-5 north of Township Road 9-4 (Kipp Road), northwest of the Town of Coalhurst.
- It is the intent of the landowner to re-designate the subject lands to allow future industrial development on the parcel. The area has been deemed suitable for industrial development in the Lethbridge County/Town of Coalhurst Intermunicipal Development Plan and also in the County's Industrial-Commercial Land Use Strategy.
- The application was sent to the other County Departments. Municipal Services commented that until a development occurs on the property there are no concerns with the proposed amendment. Any development on the property would require a development permit and would be reviewed by the Municipal Services Department to see if an agreement would be required with regards to the maintenance of the road.
- The application was also circulated to the Town of Coalhurst and other external agencies. The Town responded and stated that they had no objections with the proposed re-designation. No concerns or objections were expressed by any of the other external agencies.
- The application was advertised in the January 10 and 17 editions of the Sunny South News and no comments were received.

Reeve Hickey asked if Council had any questions of Ms. Janzen.

Council enquired is the road (range road 22-5) going through the middle of 29-9-22, is that paved?

Ms. Janzen replied that it is a cold mix road.

Rick Bacon, Director of Municipal Services stated that it is an annually banned road and businesses would be eligible to apply for the permit.

Ms. Janzen stated that once a development application is received it is circulated to Municipal Services, who would determine if a road use permit is required.

Council enquired because of past challenges with banned roads, it would be good to have something spelled out before it is developed. If the property gets sold the new owners could be taken unaware.

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Reeve

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Chief Administrative Officer

Mr. Bacon stated the road has been permanently banned for some time. Applying for a road use permit is not carte blanche that anyone will be approved. The County has the ability to place limits on the permit if we feel the industry placed on the road would be detrimental.

Council enquired if any future business on this parcel would be under the road use agreement.

Mr. Bacon stated that the permits apply to an established business. There are areas for industrial or commercial development, the County would weigh those options once an application is received, but businesses are definitely eligible to apply.

Reeve Hickey asked three times if anyone wished to speak in favour of Bylaw 1484.

No one came forward.

Reeve Hickey asked if anyone wanted to speak regarding Bylaw 1484.

Mrs. Sharon Sandham came forward and stated that what we are trying to do is get the rezoning so this business can come down the Kipp Road. This is why we are moving to this section. We were under the impression that we could, as residents, use that road.

Mr. Bacon enquired if the business is split between two properties? Once the business is established at a new location, you are to take the shortest route to the highway; this is the haul route.

Council stated that basically when you get to the Kipp Road you have to go west, you can't use the whole highway to get to Highway 25, but you can get to Highway 3.

Mr. Richard Sandham stated, once the business is moved it will not be a problem but we do farm on this same road and to have to go to Highway 3 it can be dangerous. The business does not haul heavy loads either.

Mr. Bacon commented that the nature of the business has you hauling from your business to your home site, correct? If and when this is approved that would be a road use agreement. The bigger issue is whether it will be subdivided in the future, and impacts on future development. For right now that road is not scheduled to be replaced.

Steve Harty, Senior Planner, Oldman River Regional Services Commission stated, that on the SW 28, the applicants currently have a business that is not appropriate for this parcel, so they are looking to relocate.

Reeve Hickey asked three times if anyone wished to speak in favour or opposition of Bylaw 1484. No one came forward.

Reeve Hickey asked if there were any last comments. There were no more comments.

45/17	M. ZEINSTR	MOVED that the Public Hearing for Bylaw 1484 Sandham & Murco Development - Amendment to the Land Use Bylaw - Rural General Industrial (RGI) for a Plan 8211541 Block 1 Lot 1 & Ptn. Plan 8211541 and 2 (in SW 29-9-22-W4) close at 11:20 a.m.	CARRIED
46/17	T. WHITE	MOVED second reading of Bylaw 1484.	CARRIED

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Reeve

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Chief Administrative Officer

47/17 K. BENSON MOVED third reading of Bylaw 1484. CARRIED

**MUNICIPAL SERVICES**

**F2. Detour Signage - Highway 512 and Highway 845 – J. Willms**

Councillor John Willms updated Council regarding a motor vehicle accident that occurred along 845 with traffic being redirected to Highway 512; he received comments from citizens regarding public confusion on the detour route due to lack of signage from the province.

48/17 J. WILLMS MOVED that County Council receives item F2. Detour Signage on Highway 512 and Highway 845 – J. Willms for information and Municipal Services will follow up on the concerns with the province. CARRIED

**CONFIRMATION B1. Confirmation of Minutes**

49/17 S. CAMPBELL MOVED that the January 18, 2017 Council Minutes be approved as presented. CARRIED

**MUNICIPAL SERVICES**

**F1. Annual Safety Breakfast - May 5, 2017, Picture Butte Shop**

50/17 M. ZEINSTRA MOVED that County Council authorize members of Council to assist with breakfast preparations for the annual Safety Breakfast scheduled for Friday, May 5, 2017 at the Picture Butte Shop. CARRIED

**APPOINTMENTS E4. Subdivision Application 2016-0-185 - Ronald Andrew Burr & Michael Lorne Hickey - NE 1/4 29-7-20-W4 & SE 1/4 29-7-20-W4**

At this time Reeve Lorne Hickey recused himself due to pecuniary interests in Subdivision Application 2016-0-185 - Ronald Andrew Burr & Michael Lorne Hickey - NE 1/4 29-7-20-W4 & SE 1/4 29-7-20-W4.

**DEPUTY REEVE HENRY DOEVE IN THE CHAIR AT 11:30 A.M.**

51/17 T. WHITE MOVED that the Country Residential & Agricultural subdivision of NE & SE1/4 29-7-20-W4M (Certificate of Title No. 101 123 034 +1, 131 278 067 +1), to separate a quarter section title physically divided in two parts by a SMRID canal, by creating a separate 22.81 acre (9.23 ha) country residential parcel and a 124.11 acre (50.23 ha) agricultural parcel, and also subdivide a 1.06 acre (0.43 ha) strip of land from the SE1/4 29-7-20-W4M and consolidate it to the remainder of the NE 29-7-20-W4M for access; 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 final subdivision plan be prepared by an Alberta Land Surveyor in a form acceptable to the Subdivision Authority and for registration at the Land Titles office. The final plan is to

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Reeve

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Chief Administrative Officer

include the 1.06 acres of land subdivided from the SE 29-7-20-W4M and consolidated to the remnant agricultural portion (NE 29-7-20-W4M) by a plan of survey to provide access.

**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 Subdivision Authority has determined the subdivision is for a fragmented title physically divided in two parts and complies with the Land Use Bylaw definition of a cut-off (fragmented) parcel. The Subdivision Approval Authority of Lethbridge County has determined the SMRID canal is a significant physical barrier that is present and the parcel is therefore eligible for subdivision.
4. The Subdivision Authority has determined that with the consolidation of the 1.06 acre strip of land from the SE1/4 29-7-20-W4M to the remnant agricultural portion to provide suitable legal and physical access, the proposal complies with the subdivision regulation access requirements. CARRIED

Note: Reeve Lorne Hickey present at 11:37 a.m.

**REEVE HICKEY ASSUMED THE CHAIR AT 11:37 A.M.**

**REPORTS**

**D2. Planning and Development – 2016 Annual Report**

52/17 M. ZEINSTRA MOVED that County Council receives item D2. Planning and Development – 2016 Annual Report for information. CARRIED

**COMMUNITY SERVICES**

**G1. Emergency Services Invoice #81429 Waiver Request - Tony Bos**

53/17 M. ZEINSTRA MOVED that County Council agrees to waive the charges on Invoice #81429 in the amount of \$1,950.00 for Tony Bos. CARRIED

54/17 J. WILLMS MOVED the meeting recess for lunch at 12:01 p.m. CARRIED

The meeting reconvened at 1:35 p.m. with all members of Council present as previously stated.

**APPOINTMENTS**

**E5. Bylaw 1490 - Brent Botfield, Past President - Lethbridge International Air Show Association Re: County Support for the 2017 Lethbridge International Air Show & Bylaw 1490 Lethbridge County Airport Road Closure for 2017 Lethbridge International Air Show – July 14-16, 2017**

Reeve Hickey welcomed Mr. Brent Botfield, Past President of the Lethbridge International Air Show Association to the meeting at 1:35 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 Lethbridge County in the following areas:

- Temporary road closures
- Landing fees waived

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Reeve

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Chief Administrative Officer

- RAAP passes fees waived
- Water truck (with operator) for dust control
- Fuel truck
- Considerations for dedicated Peace Officer (RCMP) presence
- Aerodrome Lease approval
- Attendance at the event (Councillors & Management)

55/17	H. DOEVE	MOVED that County Council approve the supply of a water truck with operator for dust control and fuel trailer 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, Restricted Area Access Permits (RAAP) fee, Aerodrome Lease approval and attendance for Council/Staff at the 2017 Lethbridge International Airshow scheduled to be held on Friday, July 14, Saturday, July 15 and Sunday, July 16, 2017. The request for a dedicated Peace Officer (RCMP) presence at the Air Show is not approved and is excluded. CARRIED
56/17	K. BENSON	MOVED that County Council authorizes the Reeve to sign a letter of invitation to Boeing inviting them to send two of their F-18 Super Hornets to the 2017 International Air Show scheduled for July 14-16, 2017. CARRIED
57/17	S. CAMPBELL	MOVED that County Council grants first reading of Bylaw 1490 – For the Purpose of Temporary Closure and Occupation or Use of Highways Located Within Lethbridge County Adjacent to the Lethbridge County Airport When They Are Not Required for Public Use. CARRIED
58/17	T. WHITE	MOVED that County Council grants second reading of Bylaw 1490 – For the Purpose of Temporary Closure and Occupation or Use of Highways Located Within Lethbridge County Adjacent to the Lethbridge County Airport When They Are Not Required for Public Use. CARRIED
59/17	T. WHITE	MOVED that County Council proceeds to third reading of Bylaw 1490 – For the Purpose of Temporary Closure and Occupation or Use of Highways Located Within Lethbridge County Adjacent to the Lethbridge County Airport When They Are Not Required for Public Use. CARRIED UNANIMOUSLY
60/17	J. WILLMS	MOVED that County Council grants third reading of Bylaw 1490 – For the Purpose of Temporary Closure and Occupation or Use of Highways Located Within Lethbridge County Adjacent to the Lethbridge County Airport When They Are Not Required for Public Use CARRIED

#### **MUNICIPAL SERVICES**

**F2. Bylaw 1489 Road Closure, Sale & Consolidation – Dar Ray Farms Ltd. – Undeveloped Road ROW, SE-5-8-20-4 – Item Deleted from Agenda**

#### **COMMUNITY SERVICES**

**G2. Request for Waiver of Section 53 of Land Use Bylaw 1404 for Stafford Landing Area Structure Plan Application (E1/2 14-9-18-W4)**

61/17	H. DOEVE	MOVED that County Council waives the 18 month waiting period and allow for the re-submission of the Stafford Landing Area Structure Plan. CARRIED
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Reeve

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Chief Administrative Officer

- 62/17 T. WHITE MOVED that County Council waives the application fee for the re-submission of the Stafford Landing Area Structure Plan. **MOTION DEFEATED**

**G3. Land Use Bylaw Amendment - Discussion**

- 63/17 T. WHITE MOVED that County Council provided direction regarding the Land Use Bylaw amendment process to allow administration to move forward to prepare a report for first reading of an amending bylaw. **CARRIED**

Reeve Hickey recessed the meeting at 3:00 p.m.  
The meeting reconvened at 3:05 p.m.

**G4. Alberta Birds of Prey Foundation Re: Lethbridge County Coaldale Shop**

- 64/17 T. WHITE MOVED that Council sends a letter to the Birds of Prey Foundation thanking them for their letter regarding the County's Coaldale shop land in the Town of Coaldale and that if, at some future time, Lethbridge County decides to sell the property, the Birds of Prey Foundation will be advised. **CARRIED**

**G5. Nobleford Correspondence Regarding Emergency Services Revenue**

- 65/17 H. DOEVE MOVED that County Council directs Administration to reply to Nobleford's letter, dated January 18, 2017, and that the reply contain appropriate wording to reflect the County's position to postpone any fire and rescue service agreements amendments until after the completion of the ISO Project. **CARRIED**

**CORPORATE SERVICES**

**H1. 2017 - Capital Budget Amendment – Market Access Network**

- 66/17 T. WHITE MOVED that Council amend the 2017 Capital Budget to include half of the Market Access Network Base Stabilization project (67 miles) for a cost of \$6,500,000 bringing the 2017 Market Access Network Capital Budget to \$8,500,000 and further that the amended 2018 and 2019 Capital Budgets in the amount of \$8,500,000 and \$2,000,000 respectively, as outlined in Attachment 2, be approved in principle. **CARRIED**

**ADMINISTRATION**

**I1. Appointment of Acting Chief Elected Official - February 8-22 2017**

- 67/17 J. WILLMS MOVED that County Council appoints Councillor Steve Campbell to act as the "Chief Elected Official" for the period of February 8-22, 2017. **CARRIED**

**I2. Canadian Association of Oilwell Drilling Contractors - Support of Oil & Gas Awareness Day in Alberta - February 13, 2017**

- 68/17 M. ZEINSTRA MOVED that County Council receives the Canadian Association of Oilwell Drilling Contractors - Support of Oil & Gas Awareness Day in Alberta - February 13, 2017 for information. **CARRIED**

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Reeve

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Chief Administrative Officer

**I3. Oldman River Regional Services Commission (ORRSC) Lobby Strategy for Funding Under Alberta Community Partnership (ACP) Program**

- 69/17 T. WHITE MOVED that County Council authorizes a letter of support, under the Reeve's signature, for the Oldman River Regional Services Commission to receive yearly funding for each municipality under the Alberta Community Partnership Program from Municipal Affairs. CARRIED

**I4. Highway 3 Twinning Development Association – Appointment of Council Representative & Alternate**

- 70/17 M. ZEINSTRA MOVED that County Council appoints Deputy Reeve Henry Doeve as the Lethbridge County representative and Reeve Lorne Hickey as the Alternate for the Highway 3 Twinning Development Association. CARRIED

**INVITATIONS**

**J1. Barons-Eureka-Warner FCSS Re: All Councils Meeting - March 9, 2017, Taber**

- 71/17 S. CAMPBELL MOVED that Council authorize the Lethbridge County representative for the BEW FCSS (Councillor John Willms) and Councillors Morris Zeinstra and Ken Benson, to attend the Barons-Eureka-Warner FCSS All Councils meeting scheduled for Thursday, March 9, 2017 at the Heritage Inn Hotel in Taber. CARRIED

**J2. Lethbridge Chinese United Community Association Re: Chinese New Year Celebration - Feb 4/2017**

- 72/17 S. CAMPBELL MOVED that County Council authorize Reeve Lorne Hickey to attend the Lethbridge Chinese United Community Association Chinese New Year Celebration scheduled for February 4, 2017 at the Southern Alberta Ethnic Association. CARRIED

**J3. University of Lethbridge Re: 12th Annual Donor Recognition Gala - Feb 10/2017, University of Lethbridge**

- 73/17 M. ZEINSTRA MOVED that County Council receives the invitation from the University of Lethbridge regarding its 12<sup>th</sup> Annual Donor Recognition Gala scheduled for February 10, 2017 at the University of Lethbridge for information. CARRIED

**J4. Lethbridge College 2017 Honouring Excellence Award Recipients, Garden Court Dining Room - April 27, 2017**

- 74/17 T. WHITE MOVED that any member of Council wishing to attend the Lethbridge College 2017 Honouring Excellence Award Recipients in the Garden Court Dining Room scheduled for April 27, 2017 be authorized to do so. CARRIED

**IN-CAMERA**

**E1. Appointment (In-Camera) Land Update; E2 Appointment (In-Camera); Land Issue; K3. Personnel; K4. Personnel**

- 75/17 M. ZEINSTRA MOVED that County Council go In-Camera at 3:56 a.m. CARRIED
- 76/17 S. CAMPBELL MOVED that County Council come out of In-Camera at 4:17: p.m. CARRIED

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Reeve

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Chief Administrative Officer



77/17	T. WHITE	MOVED that County Council receives item E1. Appointment (In-Camera) Land Update for information.	CARRIED
78/17	H. DOEVE	MOVED that County Council receives item E2. Appointment (In-Camera) Land Issue for information.	CARRIED
79/17	H. DOEVE	MOVED that County Council directs Administration to begin staffing strategy as discussed.	CARRIED
80/17	T. WHITE	MOVED that County Council directs Administration to begin staffing strategy as discussed.	CARRIED

**ADJOURNMENT**

81/17	T. WHITE	MOVED the meeting adjourn at 4:20 p.m.	CARRIED
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Reeve

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Chief Administrative Officer