

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE COUNTY OF LETHBRIDGE HELD NOVEMBER 7, 2013 IN THE COUNTY ADMINISTRATIVE OFFICE, LETHBRIDGE, ALBERTA.

PRESENT:

Division No. 1	
- L. Hickey, Reeve (Present 9:12 am)	
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
Former County Manager		- D.
Shigematsu		
Recording Secretary	-	L.
Megella		

DEPUTY REEVE HENRY DOEVE IN THE CHAIR

CALL TO ORDER Deputy Reeve Henry Doeve called the meeting to order at 9:07 a.m.

AMENDMENTS TO THE AGENDA

Rick Robinson, Chief Administrative Officer and members of Council made the following additions and deletions to the November 7, 2013 agenda.

- F4. Bus Shelter in Fairview – Request from Fairview Subdivision Community Association
- I14. Alberta Professionals in Engineering and Geoscience in Alberta (APEGA) Annual Visit & Dinner – November 20, 2013 – Paradise Canyon Golf Resort
- I15. Meeting with Rick McIver, Minister of Transportation – November 8, 2013
- I16. Town of Coalhurst and Town of Picture Butte Re: Remembrance Day Ceremony Invitations – November 11, 2013

502/13

M. ZEINSTRA MOVED that Council approve the agenda as amended.
CARRIED

IN-CAMERA

J1. Legal Issues, J2. Land Issue, J3. Land Issue, J4. Land Issue, J5. Land Issue

Reeve

Chief Administrative Officer

503/13 S. CAMPBELL MOVED that Council go In-Camera at 9:09 a.m. CARRIED

Note: Reeve Lorne Hickey present at 9:12 a.m.

REEVE HICKEY IN THE CHAIR AT 9:12 A.M.

504/13 M. ZEINSTRÄ MOVED that Council come out of In-Camera at 11:00 a.m.
CARRIED

Reeve Hickey recessed the meeting at 11:01 a.m.

The meeting reconvened at 11:07 a.m.

APPOINTMENTS E1. S.D. Application #2013-0-144 – Grisnich Farms – N.E. ¼ 4-11-21-W4

505/13 T. WHITE MOVED that the Country Residential subdivision of NE1/4 4-11-21-W4M (Certificate of Title No. 911 234 224), to create a 2.17 acre (0.878 ha) parcel from an unsubdivided quarter-section title of 159 acres (64.3 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 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.

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 subdivision complies with the Land Use Bylaw.
 3. As a first subdivision of a previously un-subdivided quarter-section for agricultural use, this proposal conforms to the County's subdivision criteria.
- CARRIED

E2. S.D. Application #2013-0-145- Grisnich Farms – N.E. ¼ 21-11-21-W4

506/13 M. ZEINSTRÄ MOVED that the Country Residential subdivision of NE1/4 21-11-21-W4M (Certificate of Title No. 971 118 727), to create a 2.69 acre (1.09 ha) parcel from an unsubdivided quarter-section title of 159 acres (64.3 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 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.

REASONS:

1. The Subdivision Authority is satisfied that this is a first subdivision of a previously un-subdivided quarter section and is suitable for the purpose for which the subdivision is intended pursuant to Section 7 of the Subdivision and Development Regulation.

Reeve

Chief Administrative Officer

2. The proposed subdivision complies with the Land Use Bylaw and to the County's subdivision criteria. CARRIED

CONFIRMATION **B1. Confirmation of Minutes**

507/13 H. DOEVE MOVED that the October 17, 2013 Organizational Minutes be approved as presented. CARRIED

508/13 M. ZEINSTRA MOVED that the October 17, 2013 Council Minutes be approved as presented. CARRIED

Reeve

Chief Administrative Officer

MUNICIPAL SERVICES**F4. 2014 BMO Bank of Montreal Farm Family Awards Program**

509/13 H. DOEVE MOVED that County Council nominates three farm families, in order of preference, to be contacted by the Agricultural Fieldman for acceptance of the 2014 Bank of Montreal Farm Family Award. CARRIED

F5. School Bus Shelter – Request From Fairview Subdivision Community Association

Reeve Hickey indicated that a request was received from the Fairview Subdivision Community Association regarding the provision of a bus shelter for the students that ride the school bus in the Fairview subdivision.

510/13 H. DOEVE MOVED that the school bus shelter request from the Fairview Subdivision Community Association be forwarded to Palliser Regional Schools. CARRIED

511/13 M. ZEINSTRA MOVED that item E3. S.D. Application #2013-0-201 Stronks – RW 189 within NE ¼ 2-11-21-W4 be brought back to the table. CARRIED

APPOINTMENT**E3. S.D. Application #2013-0-201 - Stronks – RW 189 within NE ¼ 2-11-21-W4**

512/13 H. DOEVE MOVED that the Country Residential/Agricultural subdivision of RW189 within NE1/4 2-11-21-W4M (Certificate of Title No. 001 184 369, 111 000 003+14, 981 140 767, 011 172 081), to subdivide a 2.57 acre (1.04 ha) portion of a former CPR railway parcel (Railway Plan RW 189) and consolidate it to two adjacent titles 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 the County of Lethbridge.
2. That the portions of former railway (Railway Plan RW 189) to be subdivided and consolidated to Parcel A and B of Plan RW 383 by a plan of survey by a certified Alberta Land Surveyor.

REASONS:

1. The Subdivision Authority is satisfied that with the consolidation, the proposed former railway R/W 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 Subdivision Authority is satisfied that the proposed subdivision is an amalgamation of adjacent land titles 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 Authority has placed specific conditions on the tentative approval which will satisfy any concerns or site specific issues identified through the review and referral process. CARRIED

513/13 M. ZEINSTRA MOVED the meeting recess for lunch at 11:52 a.m. CARRIED

Reeve

Chief Administrative Officer

The meeting reconvened at 1:31 p.m. with all members of Council present with the exception of Councillor M. Zeinstra.

Note: K. Bly, Sunny South News present at 1:31 p.m.

APPOINTMENT

E4. Karen Desroche Re: Waiver for Fence on Eastman Avenue in Monarch

Reeve Hickey welcomed Karen Desroche and Brian Kaupp to the meeting at 1:32 p.m.

Mr. Kaupp noted that he is representing the owner of the property as he is away working. Mr. Kaupp noted that they were present before Council today to request a waiver for the fence that is encroaching on the Block 26, Lot 1 (310 Queen Avenue), Plan 7811217 in Hamlet of Monarch. A discussion took place regarding the matter.

514/13 J. WILLMS MOVED that County Council direct Administration to prepare an Encroachment Agreement and further that the agreement be brought back to a future Council meeting.

MOTION DEFEATED

515/13 H. DOEVE MOVED that item E4. Karen Desroche Re: Waiver for Fence on Eastman Avenue in Monarch be accepted for information and further that as the County does not have an Encroachment Agreement Policy they were advised to write Reeve and Council a letter requesting an encroachment agreement. CARRIED

Reeve Hickey thanked the delegation for attending the meeting. The delegation retired at 2:04 p.m.

MUNICIPAL SERVICES

F1. Haul Route Request for Proposal

516/13 H. DOEVE MOVED that County Council awards the Haul Route Standard Upgrade Business Case Project to Genivar for an estimated fee of \$24,999.00 plus GST, and further that the project be funded from the Future Public Works Reserve to a maximum of \$27,500.00. CARRIED

F2. Bylaw 1407 Road Closure, Sale & Consolidation – Glen Thompson/Hetherington Livestock Alberta Ltd. – N.W. 31-11-19-W4

517/13 T. WHITE MOVED that County Council approves the first reading of Bylaw #1407, and hereby close the following described road, subject to rights of access granted by other legislation, pertaining to;

“ALL THAT PORTION OF GOVERNMENT ROAD ALLOWANCE LYING NORTH OF NE1/4 SEC 31-11-19-4 AND LYING SOUTHEAST OF THE PRODUCTION NORTHEASTERLY OF THE SOUTHEAST BOUNDARY OF PLAN RW189 ACROSS SAID ROAD ALLOWANCE. CONTAINING 0.015 HECTARES (0.04 ACRES) MORE OR LESS EXCEPTING THEREOUT ALL MINES AND MINERALS.”

CARRIED

Reeve

Chief Administrative Officer

COMMUNITY & LEGISLATIVE SERVICES**G1. Draft South Saskatchewan Regional Plan – Stakeholder Workshops – Various Dates**

- 518/13 S. CAMPBELL MOVED that any member of Council wishing to attend the Draft South Saskatchewan Regional Plan – Stakeholder Workshops scheduled for November 19, 2013 in Cardston or Foremost, November 20, 2013 in Fort Macleod or November 26, 2013 in Pincher Creek be authorized to do so. CARRIED

G2. Bylaw 1406 – Noise Bylaw

- 519/13 H. DOEVE MOVED first reading of Bylaw 1406 – Noise Bylaw. CARRIED
- 520/13 S. CAMPBELL MOVED second reading of Bylaw 1406 – Noise Bylaw. CARRIED
- 521/13 K. BENSON MOVED that Council proceed to third reading of Bylaw 1406 – Noise Bylaw. **CARRIED UNANIMOUSLY**
- 522/13 T. WHITE MOVED third reading of Bylaw 1406 – Noise Bylaw. CARRIED

IN-CAMERA**J1. Legal Issues**

- 523/13 S. CAMPBELL MOVED that County Council receive the County Solicitor's legal update on item J1. Legal Issues for information. CARRIED

J2. Land Issue

- 524/13 H. DOEVE MOVED that County Council accept the County Solicitor's recommendation regarding File 111625.009 on Item J2. Land Issue. CARRIED

J3. Land Issue

- 525/13 T. WHITE MOVED that County Council accept the County Solicitor's report on Item J3. Land Issue, for information. CARRIED

J4. Land Issue

- 526/13 K. BENSON MOVED that County Council accept the County's Solicitor recommendation for File #110692.001-SCM, on Item J4. Land Issue. CARRIED

J5. Land Issue

- 527/13 H. DOEVE MOVED that Council direct Administration to proceed with the purchase of the storm pond and to debenture the entire amount with the cost of the debenture to be recovered from the benefitting properties. CARRIED

ADMINISTRATION**I11. 2014 Strategic Planning Update – Verbal**

Rick Robinson, Chief Administrative Officer provided Council with an update on the arranging of the 2014 Strategic Planning Session scheduled for January 20-23, 2013.

Reeve

Chief Administrative Officer

- 528/13 S. CAMPBELL MOVED that Council receive I11. 2014 Strategic Planning Update for information. CARRIED

I15. Meeting with Rick McIver, Minister of Transportation – November 8, 2013, Lethbridge Regional Office of Transportation

Note: M. Zeinstra present at 2:37 p.m.

- 529/13 J. WILLMS MOVED that Reeve Hickey, Councillor Tom White and Councillor Morris Zeinstra along with CAO Rick Robinson and Director of Municipal Services, Kevin Viergutz attend the meeting with the Minister of Transportation on November 8, 2013 at the Regional Office of Transportation in Lethbridge. CARRIED

Reeve Hickey recessed the meeting at 2:44 p.m.

Deputy Reeve Doeve retired at 2:44 p.m.

The meeting reconvened at 2:59 p.m.

I1. Renovations: Coyote Flats

- 530/13 T. WHITE MOVED that County Council authorizes the extra expenditure of \$16,000 for Coyote Flats Room renovations to be funded from the Administration Building Reserve. CARRIED

I2. Lethbridge College Re: President's Community Roundtable – November 29, 2013 – Garden Court Restaurant

- 531/13 S. CAMPBELL MOVED that County Council authorize Reeve Lorne Hickey to attend the President's Community Roundtable scheduled for November 29, 2013 at the Garden Court Restaurant, Lethbridge College. CARRIED

I3. Japanese Emperor Birthday Celebration – November 26, 2013, Calgary Petroleum Club

- 532/13 J. WILLMS MOVED that County Council authorize the Reeve and a Guest to attend the birthday celebration for His Majesty, the Emperor of Japan scheduled for Tuesday, November 26, 2013 in Calgary at the Calgary Petroleum Club. CARRIED

I4. 2014/2015 Federation of Canadian Municipalities Membership

- 533/13 K. BENSON MOVED that County Council purchase a 2014/2015 membership in the Federation of Canadian Municipalities at a cost of \$1,701.34. CARRIED

I5. Oldman River Regional Services Commission Re: Council Planning Orientation

- 534/13 M. ZEINSTRA MOVED that Council receive item I5. Oldman River Regional Services Commission Re: Council Planning Orientation for information. CARRIED

Reeve

Chief Administrative Officer

I6. Town of Coaldale Re: Remembrance Day Ceremonies

- 535/13 J. WILLMS MOVED that the Reeve or his designate be authorized to attend the Town of Coaldale Remembrance Day Services scheduled for Monday, November 11, 2013 at 10:45 a.m. at the Gem of the West Museum and further that the Reeve or his designate lay a wreath on behalf of the County of Lethbridge. CARRIED

I7. Oldman Watershed Council Re: Contribution Request

- 536/13 M. ZEINSTRA MOVED that County Council approve grant funding of \$0.30 per capita for a total of \$3,018.00 for five years (2014 to 2018) to be utilized from the Grants to Individuals & Organizations Account. CARRIED

I8. Mayor's Prayer Breakfast – November 30, 2013, Lethbridge Lodge

- 537/13 S. CAMPBELL MOVED that County Council authorizes the Deputy Reeve to attend the Mayor's Prayer Breakfast scheduled for November 30, 2013 at 9:00 a.m. at the Lethbridge Lodge. CARRIED

I9. 23rd Annual Lethbridge College Clayton Allan Wine Auction – November 22, 2013, Lethbridge College

- 538/13 M. ZEINSTRA MOVED that County Council receive the 23rd Annual Lethbridge College Clayton Allan Wine Auction 'Save the Date' notice for information. CARRIED

I10. Green Acres Foundation – County Representation for Green Acres Board

- 539/13 M. ZEINSTRA MOVED that Councillor John Willms remain as the County's "Alternate" representative for the Green Acres Foundation Board. CARRIED

I12. Lethbridge Biogas Ribbon Cutting Ceremony – December 4, 2013, Rave Industrial Area

- 540/13 M. ZEINSTRA MOVED that any member of Council wishing to attend the Lethbridge Biogas / Cogeneration Plant Ribbon Cutting Ceremony scheduled for December 4, 2013 at 1:30 p.m. in the Rave Industrial Area (4456 – 8 Ave. North, Lethbridge) be authorized to do so. CARRIED

I13. 702 Wing RCAFA Re: Remembrance Day Ceremony

- 541/13 M. ZEINSTRA MOVED that due to another commitment Reeve Hickey/Council are unable to attend 702 Wing RCAFA Remembrance Day Ceremony - "Meet & Greet" scheduled for November 11, 2013. CARRIED

I14. Alberta Professionals in Engineering and Geoscience in Alberta (APEGA) Annual Visit & Dinner – November 20, 2013, Paradise Canyon Golf Resort

- 542/13 J. WILLMS MOVED that any member of Council wishing to attend the Alberta Professionals in Engineering and Geoscience in Alberta (APEGA) Annual Visit & Dinner scheduled for November 20, 2013 at Paradise Canyon Golf Resort be authorized to do so. CARRIED

Reeve

Chief Administrative Officer

16. Town of Coalhurst and Town of Picture Butte Remembrance Day Ceremony Invitations

543/13 K. BENSON MOVED that Councillor Steve Campbell be authorized to attend the Town of Coalhurst Remembrance Day Ceremonies.
CARRIED

ADJOURNMENT

544/13 M. ZEINSTRA MOVED the meeting adjourn at 3:26 p.m. CARRIED

Reeve

Chief Administrative Officer