

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE COUNTY OF LETHBRIDGE HELD DECEMBER 5, 2013 IN THE COUNTY ADMINISTRATIVE OFFICE, LETHBRIDGE, ALBERTA.

PRESENT:

Division No. 1	- L. Hickey, Reeve
Division No. 3	- H. Doeve, Deputy Reeve
Division No. 4	- K. Benson
Division No. 5	- S. Campbell
Division No. 6	- T. White
Division No. 7	- M. Zeinstra

ABSENT:

Division No. 2	- J. Willms
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ADMINISTRATION PRESENT:

Chief Administrative Officer	- R. Robinson
Director of Corporate Services	- T. Anderson
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 10:10 a.m.

AMENDMENTS TO THE AGENDA

Rick Robinson, Chief Administrative Officer and members of Council made the following additions and deletions to the December 5, 2013 agenda.

- D2. Southern Alberta Waste to Energy Association – T. White
- F5. Potable Water Issues – T. White
- I4. Invitation from Deputy Premier – Lethbridge Event – December 6, 2013

570/13	H. DOEVE	MOVED that Council approve the agenda as amended.	CARRIED
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CONFIRMATION **B1. Confirmation of Minutes**

571/13	H. DOEVE	MOVED that the November 21, 2013 Council Minutes be approved as presented.	CARRIED
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BUSINESS ARISING FROM THE MINUTES

C1. Coaldale & District Emergency Services Re: 57th Annual Christmas Banquet & Awards Presentation – November 30, 2013 (CC Res. #560/13) – Approval After the Fact

572/13	S. CAMPBELL	MOVED that Councillor John Willms be approved 'after the fact' to attend the Coaldale & District Emergency Services 57th Annual Christmas Banquet & Awards Presentation that occurred on November 30, 2013 at the Coaldale Community Centre.	CARRIED
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Reeve

Chief Administrative Officer

REPORTS**D1. Regional Drainage Committee Meeting Report – Verbal Update – M. Zeinstra**

Note: S. Ashbee, Sunny South News present at 10:15 a.m.

Councillor Zeinstra provided Council with an update regarding the Regional Drainage Committee.

- 573/13 T. WHITE MOVED that County Council receive item D1. Regional Drainage Committee Meeting Report – Verbal Update – M. Zeinstra for information. CARRIED

D2. Southern Alberta Waste to Energy Association – T. White

Councillor Tom White provided Council with an update on the Southern Alberta Waste to Energy Association Annual General Meeting he attended on November 29, 2013.

- 574/13 M. ZEINTRA MOVED that item D2. Southern Alberta Waste to Energy Association be accepted for information. CARRIED

MUNICIPAL SERVICES**F1. Agricultural Service Board Conference – January 27-30, 2014, Medicine Hat**

- 575/13 M. ZEINTRA MOVED that any member of Council wishing to attend the 2014 Agricultural Service Board Conference scheduled for January 27-30, 2014 in Medicine Hat be authorized to do so. CARRIED

F2. 2014 Tiffin Conference – January 23, 2014, Lethbridge College

- 576/13 K. BENSON MOVED that any member of Council wishing to attend the 2014 Tiffin Conference scheduled for January 23, 2014 at the Lethbridge College be authorized to do so. CARRIED

F3. Readymade Community Association Re: Gravel and Trucking Request

- 577/13 M. ZEINTRA MOVED that the County of Lethbridge donate 100 yards of gravel to the Readymade Community Association. The Community Association to provide their own trucking for the gravel. Funds to be utilized from Councillor Discretionary Reserve. Donation to be \$488.00 plus \$150.00 for loading. MOTION DEFEATED

- 578/13 T. WHITE MOVED that the County of Lethbridge donate \$500 worth of gravel to Readymade Community Association through the County of Lethbridge Donation Policy.

- 579/13 K. BENSON MOVED that Resolution #578/13 - Readymade Community Association Re: Gravel and Trucking Request be tabled for further clarification on the Policy 161 – Donation. CARRIED

F4. Local Road Bridge Program - Transfer Funding from Public Works Operating Budget to Future Bridge Repair Program Reserves

- 580/13 M. ZEINTRA MOVED that County Council approve the transfer of \$75,000, allotted for the Local Road Bridge Program, from the Public Works Operating Budget to Future Bridge Repair Reserve. CARRIED

Reeve

Chief Administrative Officer

APPOINTMENTE1. S.D. Application #2013-0-155 - Kovacevich - N.W.1/4 05-8-20-W4M Lot 1, Block 1, Plan 9111602

581/13

H. DOEVE

MOVED that the storage/light industrial subdivision of Lot 1, Block 1, Plan 9111602 within N.W. 1/4 5-8-20-W4M (Certificate of Title No. 031 443 232), to subdivide a title of 3.16 acres (1.28 ha) and create two parcels, 1.25 and 1.91 acres (0.51 and 0.77 ha) respectively in size, for light industrial use; BE REFUSED for the following reasons:

REASONS:

1. The proposed lots at 1.25 and 1.91 acres do not comply with the minimum 2.0 acre lot size requirements of Land Use Bylaw No. 1404 where municipal water and sewer services are not provided. Although the applicant is indicating that no water or sewer is proposed or provided for this new lot, once the title is created a residential dwelling is a permitted use in this land use district. The Subdivision Authority is of the opinion that the creation of the lot at the smaller size will have future servicing implications or limitations and may impact future lot purchasers who would expect that a title approved by the County for grouped country residential (GCR) use, would have servicing capabilities identified prior to the creation of the title.
2. The proposed east 1.25 acre lot does not have both legal and physical (i.e. direct) access to the proposed subdivision as required by the County's subdivision policies. The east lot will be physically severed from any public roadway, as private titles will exist on three sides and the east side is bounded by the irrigation canal R/W owned by the SMRID. Although the applicant is proposing that access be provided by a private easement, County policy only allows an easement to be used in limited circumstances and where there is no other means of access in an existing land situation. The Subdivision Authority has determined that a private panhandle for the parcel (to include the driveway on the proposed east smaller title in order to touch the west municipal road allowance) would be difficult, due to the location of existing trees and improvements, and does not warrant consideration due to its impracticality.
3. The Subdivision Authority has determined that the proposed use (outdoor storage of R.Vs or collectible, antique automotive vehicles) is considered as a light industrial type land use and does not conform to the bylaw's GCR district whose purpose in the bylaw is to *"provide for a high quality of clustered residential development in areas where no conflict with agriculture or industrial type land uses can be anticipated pursuant to the Municipal Development Plan. Uses which are incompatible with the primarily residential character of this district are discouraged"*. As the parent parcel is located in an area of six adjacent lots that were rezoned and approved for GCR use back in 1990, the proposed industrial type land use is deemed to be non-suitable for the area, adjacent lots, and designation (zoning) of the land. In accordance with the MGA, the Subdivision Authority is bound by use and cannot waive this.
4. The Subdivision Authority is not prepared to grant a waiver of the applicable standards and policy areas as the lot configuration and use is determined to not be suitable for the reasons as mentioned. CARRIED

 Reeve

 Chief Administrative Officer

MUNICIPAL SERVICES**F5. Potable Water Issues – Fracking by Oil Companies**

Councillor Tom White noted that oil drilling rigs are using potable water for fracking. A discussion was held concerning the issue.

- 582/13 H. DOEVE MOVED that County Council direct Administration to prepare a report on the use of potable water for resource recovery. Information to be brought back to Council in January 2014. CARRIED

COMMUNITY SERVICES**G1. South Saskatchewan Regional Plan Review**

- 583/13 H. DOEVE MOVED that County Council selects the date of January 13, 2014, commencing at 9:00 a.m. at the County Office, to review and submit formal comments regarding the South Saskatchewan Regional Plan. CARRIED
- 584/13 M. ZEINSTRAS MOVED the meeting recess for lunch at 11:50 a.m. CARRIED

The meeting reconvened at 1:21 p.m. with all members of Council present as previously stated.

CORPORATE SERVICES**H1. 2013 Distinguished Budget Presentation Award**

- 585/13 S. CAMPBELL MOVED that County Council receives the Distinguished Budget Presentation Award report for information. CARRIED

H2. Airport Governance

- 586/13 M. ZEINSTRAS MOVED that a letter be sent to the City of Lethbridge Council, under the Reeve's signature, requesting a meeting with the City of Lethbridge Airport Committee to discuss ownership, governance and operation of the Lethbridge Airport for 2015 and beyond. CARRIED

H3. Airport: WestJet Letter

- 587/13 K. BENSON MOVED that a letter be sent to WestJet, under the Reeve's signature, confirming Lethbridge County's commitment to growing the Lethbridge Airport, and further, that we request a meeting with WestJet officials to continue building our relationship with WestJet. CARRIED

H4. Policy 151 Computer Usage - Revision

- 588/13 M. ZEINSTRAS MOVED that County Council approves revised Policy 151 Computer Usage as recommended by Administration. CARRIED

Note: S. Ashbee, Sunny South News retired 1:35 p.m.

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

- 589/13 T. WHITE MOVED that County Council appoints Henry Heinen to the Subdivision & Development Appeal Board effective December 5, 2013 for a three year term. CARRIED

Reeve

Chief Administrative Officer

I2. Lethbridge College Board of Governors Christmas Celebration – December 19, 2013, Garden Court Restaurant

- 590/13 K. BENSON MOVED that County Council authorize the Reeve or his designate to attend the Lethbridge College Board of Governors Christmas Celebration scheduled for Thursday, December 19, 2013, Lethbridge College – Garden Court Restaurant. CARRIED

I3. Brownlee LLP Re: Emerging Trends in Municipal Law - February 13, 2014, Calgary – Coast Plaza Hotel & Conference Centre

- 591/13 T. WHITE MOVED that any member of Council wishing to attend the Brownlee LLP Emerging Trends in Municipal Law scheduled for February 13, 2014 in Calgary at the Coast Plaza Hotel & Conference Centre be authorized to do so. CARRIED

I4. Invitation from Deputy Premier – Lethbridge Event – December 6, 2013

- 592/13 S. CAMPBELL MOVED that any member of Council wishing to attend the University of Lethbridge and Lethbridge College Events scheduled for December 6, 2013 at the City of Lethbridge commencing at 2:30 p.m. be authorized to do so. CARRIED

IN-CAMERA

J1. Land Issue

- 593/13 T. WHITE MOVED that Council go In-Camera at 1:46 p.m. CARRIED
- 594/13 M. ZEINSTRA MOVED that Council come out of In-Camera at 1:58 p.m. CARRIED
- 595/13 M. ZEINSTRA MOVED that Administration meet with parties involved and bring back an agreement to a future Council meeting. CARRIED

ADJOURNMENT

- 596/13 K. BENSON MOVED the meeting adjourn at 2:00 p.m. CARRIED

Reeve

Chief Administrative Officer