

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE COUNTY OF LETHBRIDGE HELD APRIL 5, 2012 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
Acting Director of Corporate Services	- T. Anderson
Director of Municipal Services	- K. Viergutz
Director of Community & Legislative Services	- A. Frootman
Recording Secretary	- L. Megella

REEVE LORNE HICKEY IN THE CHAIR

CALL TO ORDER Reeve Hickey called the meeting to order at 10:08 a.m.

AMENDMENTS TO THE AGENDA

Dennis Shigematsu, County Manager and members of Council made the following additions and deletions to the April 5, 2012 agenda.

- E1. 11:00 a.m. - Kerry Leslie, Alberta Transportation Re: TRAVIS Multi-Jurisdiction - Permitting Initiative – **Delete from Agenda** (appointment to be rescheduled at the request of Alberta Transportation, unable to attend due to weather)
- F3. Turin School Site - Offer to Purchase - **Delete from Agenda** (until further notice)
- F4. LNID Board of Directors – Meeting Date
- F5. Road Ban Concerns – J. Willms
- G4. Letter of Appeal - Burning During Fire Ban - Emily Boehme – **Delete from Agenda** (Move to April 19, 2012 Council Meeting)
- I5. Lethbridge College Re: 55th Annual Spring Convocation Ceremonies – April 27, 2012

133/12 H. DOEVE MOVED that Council approve the agenda as amended. CARRIED

Note: K. Bly, Sunny South News 10:10 a.m.

CONFIRMATION B1. Confirmation of Minutes

134/12 S. CAMPBELL MOVED that the March 15, 2012 Council Minutes be approved as presented. CARRIED

Reeve

County Manager

APPOINTMENTS**E1. Kerry Leslie, Alberta Transportation Re: Municipal Participation in TRAVIS Multi-Jurisdiction - Permitting Initiative**

Item has been deleted from the agenda.

MUNICIPAL SERVICES**F1. Town of Picture Butte Re: Factory Road Upgrade**

135/12 H. DOEVE MOVED that County Council commit to participate in the funding of the Factory Drive Road Upgrade in the amount of \$266,875.00 upon the signing of a Memorandum of Understanding with the Town of Picture Butte and further that the Memorandum of Understanding to contain conditions regarding certain development rights and entering into Intermunicipal Development Plan discussions. CARRIED

136/12 T. WHITE MOVED that funding to be utilized from Public Works Reserve for the Factory Drive Road Upgrade, in the amount of \$266,875.00, and further that Administration prepare an Offsite Levy bylaw with the funding to be recovered through this bylaw. CARRIED

F2. Hover Road Closure

137/12 J. WILLMS MOVED that County Council does hereby close the following described road, subject to rights of access granted by other legislation.

Road Plan 3570 EZ, affecting the following quarter sections:

N½ Sec. 30, Twp. 8, Rge. 22, W4M:

Containing in NE¼, 1.766 Hectares (4.36 Acres) More or Less
To be placed back in Certificate of Title No. 841 095 538

Containing in NW¼, 1.843 Hectares (4.55 Acres) More or Less
To be placed back in Certificate of Title No. 841 095 538 A

CARRIED

F3. Turin School Site – Offer to Purchase

Item has been deleted from the Agenda.

F4. LNID Board of Directors – Meeting Date

138/12 J. WILLMS MOVED that County Council selects the following dates for a meeting with the LNID Board of Directors: Monday, April 23, 2012 at 10:00 a.m. or Wednesday, April 25, 2012 at 1:30 p.m. Location to be determined. CARRIED

F5. Road Ban Concerns – J. Willms

Councillor Willms received a telephone call from a hay grower. The individual expressed concerns regarding the inequality in hauling hay versus hauling livestock during road ban season.

Council held a discussion concerning the matter.

Reeve

County Manager

139/12 J. WILLMS MOVED that Council receives item F5. Road Ban Concerns for information. CARRIED

COMMUNITY & LEGISLATIVE SERVICES

G1. Randy Ward, et al Re: Amendment of Municipal Development Plan for Area Surrounding Indian Hill & McQuillan Lake

140/12 H. DOEVE MOVED that Council direct Administration to review Section 6.6 and Figure 11B Section 6.6 and Figure 11B of the County of Lethbridge Municipal Development Plan dealing with Confined Feeding Operations as part of the next periodic review of the MDP, and further that correspondence be forwarded to Mr. Randy Ward, under the Reeve's signature, advising him that Council undertakes periodic reviews of the Municipal Development Plan and their concerns will be considered at that time. CARRIED

G2. By-Law 1385 – Amendment to Land Use By-Law – Perry Wong (via Westcott Consulting) – Grouped Country Residential (G.C.R.) S.W. 31-10-21-W4

141/12 T. WHITE MOVED first reading of By-Law 1385. CARRIED

G3. Amber Jensen – Letter of Appeal to Cancel Bill – Burning During Fire Ban

142/12 H. DOEVE MOVED that County Council decline the request by Amber Jensen to waive the penalty for burning during a fire ban. CARRIED

G4. Emily Boehme – Letter of Appeal to Cancel Bill – Burning During Fire Ban

Item has been deleted from the Agenda.

143/12 H. DOEVE MOVED the meeting recess for lunch at 11:45 a.m. CARRIED

The meeting reconvened at 1:32 p.m. with all members of Council present as previously stated.

APPOINTMENTS **E2. Mark DeBlois, KPMG Re: 2011 County of Lethbridge Financial Statement**

Reeve Hickey welcomed Mark DeBlois, KPMG to the meeting at 1:32 p.m. Mr. DeBlois reviewed with County Council the draft 2011 County of Lethbridge Audited Financial Statement.

Reeve Hickey thanked Mr. DeBlois for attending the meeting. Mr. DeBlois retired at 1:49 p.m.

144/12 T. WHITE MOVED that County Council approve the County of Lethbridge 2011 Audited Financial Statement as presented by KPMG LLP. CARRIED

Reeve

County Manager

CORPORATE SERVICES**H2. ACAP – Replace Runway Sweeper – Lethbridge County Airport – True Certified Copy of Resolution Required**

- 145/12 H. DOEVE MOVED that County Council agrees to enter into an agreement with Her Majesty the Queen in right of Canada; and further that the County of Lethbridge agrees to assume all project costs above the level approved by the Minister of Transportation.
CARRIED

H1. Assessment Audit Report

- 146/12 J. WILLMS MOVED that County Council receives the Assessment Audit Report for information.
CARRIED

H3. Coaldale-Lethbridge Community Growing Project 2012 Re: Waiver of Taxes on N.W. 36-8-20-W4

- 147/12 S. CAMPBELL MOVED that County Council waive the municipal portion of taxes on the N.W. 36-8-20-W4 for the 2012 tax year in support of the Coaldale-Lethbridge Community Growing Project.
CARRIED

ADMINISTRATION**I1. 2012 Distinguished Alumni Awards an “All-Star” Event – April 13, 2012, Lethbridge College – Garden Court Restaurant**

- 148/12 T. WHITE MOVED that Council authorize the Reeve or designate to attend the Lethbridge College 2012 Distinguished Alumni Awards scheduled for April 13, 2012 at the Garden Court Restaurant.
CARRIED

I2. University of Lethbridge Board of Governors Speaker Series – Dr. Allan Markin, Chairman of Canada’s Canadian Natural Resources Ltd. – April 12, 2012, University of Lethbridge

- 149/12 H. DOEVE MOVED that the Reeve or his designate be authorized to attend the University of Lethbridge Board of Governors Speaker Series Event, Dr., Allan Markin, Chairman of Canadian Natural Resources Ltd., scheduled for Thursday, April 12, 2012 at the University of Lethbridge, Markin Hall Atrium.
CARRIED

I3. Alberta Cattle Feeders’ Association Re: 9th Annual Golf Tournament & Great Big Alberta BBQ – June 12, 2012

- 150/12 M. ZEINSTRA MOVED that Council receives item I3. Alberta Cattle Feeders’ Association Re: 9th Annual Golf Tournament & Great Big Alberta BBQ – June 12, 2012 for information.
CARRIED

I4. Alberta Historical Resources Foundation Re: Heritage Awards 2012

- 151/12 J. WILLMS MOVED that County Council nominates the Prairie Tractor & Engine Society for the Heritage Awards 2012 with the nomination to be submitted by the June 1, 2012 deadline.
CARRIED

 Reeve

 County Manager

15. Lethbridge College Re: 55th Annual Spring Convocation Ceremonies – April 27, 2012

152/12 M. ZEINSTRA MOVED that County Council authorize the Reeve or his designate to attend the Lethbridge College Convocation Ceremonies I & II scheduled for April 27, 2012 at the Lethbridge College. CARRIED

E3. S.D. Application #2012-0-029 - SE¼ 19-12-21-W4 (Hutterian Brethren Church of Albion Ridge)

153/12 M. ZEINSTRA MOVED that the Cemetery subdivision of S.E. ¼ 19-12-21-W4M (Certificate of Title No. 101 216 279+5), to create a 2.26 acre (0.91 ha) parcel from a quarter section containing 160.0 acres (64.75 ha) for cemetery 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 a geotechnical evaluation stamped by a professional engineer licensed to practice in Alberta be provided demonstrating the suitability of the site for the proposed use and to verify that the site is a minimum 4.6m above the ground water table. The report shall also provide verification that there are no wells within 450m of the development.
4. That the applicant provides a final plan of survey prepared by an Alberta Land Surveyor for the subdivision, illustrating lot layout and final exact dimensions, to be acceptable to Land Titles, Calgary office.
5. That an easement be provided by the applicant to establish legal access to the County road allowance applicable to the 10m access as proposed on the tentative plan.

REASONS:

1. With the conditions imposed, 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 municipal Land Use Bylaw, with parcel sizes for public/institutional uses, which include cemeteries, being at the discretion of the Subdivision Authority.
3. Service Alberta does not oppose the establishment of the new cemetery and the applicants are considered an eligible owner under the Cemeteries Act. CARRIED

ADJOURNMENT

154/12 T. WHITE MOVED the meeting adjourn at 2:08 p.m. CARRIED

Reeve

County Manager