

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE COUNTY OF LETHBRIDGE HELD SEPTEMBER 20, 2012 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

**PRESENT:**

Division No. 2	- J. Willms
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**ADMINISTRATION PRESENT:**

County Manager	- D. Shigematsu
Director of Corporate Services	- R. Robinson
Director of Municipal Services	- K. Viergutz
Director of Community & Legislative Services	- A. Frootman
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.

**AMENDMENTS TO THE AGENDA**

Dennis Shigematsu, County Manager and members of Council made the following additions and deletions to the September 20, 2012 agenda.

- C1. 10:30 a.m. Janet Van Hierden Re: Rescue Invoice Waiver (CC Res. #332/12)
- F7. SMRID Meeting Request – Stafford Reservoir Boat Launch/Dock
- F8. Local ACP & Oiled Road Assessment - Request to Amend Budget
- F9. September 10 & 11, 2012 – Fall Fire Update – K. Benson
- I6. Alberta Irrigation Projects Association (AIPA) 2012 Conference – November 26-28, 2012 – Deerfoot Inn & Casino, Calgary, AB and AIPA Association Chapter Lunch – October 9, 2012, Lethbridge, AB

353/12 K. BENSON MOVED that Council approve the agenda as amended.  
CARRIED

**CONFIRMATION B1. Confirmation of Minutes**

354/12 M. ZEINSTRA MOVED that the September 6, 2012 Council Minutes be approved as presented.  
CARRIED

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Reeve

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County Manager

**BUSINESS ARISING FROM THE MINUTES**

355/12 S. CAMPBELL MOVED to bring back item E1. 10:30 a.m. Janet Van Hierden  
Re: Rescue Invoice Waiver (CC Res. #332/12) to the table.  
CARRIED

**C1. 10:30 a.m. Janet Van Hierden Re: Rescue Invoice Waiver (CC Res. #332/12)**

356/12 M. ZEINSTRA MOVED that item C1 – Janet Van Hierden Re: Rescue Invoice  
Waiver be tabled until such time as further information is  
obtained from the RCMP regarding the incident; information to  
be brought back to a future Council meeting. CARRIED

**REPORTS****D1. Controller Report**

357/12 H. DOEVE MOVED that Council receive item D1. Controller Report for  
information. CARRIED

**MUNICIPAL SERVICES****F1. County of Lethbridge Sustainable Agriculture Tour - October 3, 2012**

358/12 T. WHITE MOVED that any member of County Council wishing to attend  
the County of Lethbridge Sustainable Agriculture Tour  
scheduled for October 3, 2012 be authorized to do so.  
CARRIED

**F2. 2012 South Region ASB Conference - November 1, 2012, Champion**

359/12 S. CAMPBELL MOVED that any member of County Council wishing to attend  
the 2012 South Region Agriculture Service Board Conference  
scheduled for November 1, 2012 in Champion be authorized to  
do so. CARRIED

**F3. 2013 Agriculture Service Board Provincial Conference - January 22-25, 2013, Edmonton**

360/12 M. ZEINSTRA MOVED that any member of County Council wishing to attend  
the 2013 Provincial Agriculture Service Board Conference in  
Edmonton scheduled for January 22-25, 2013 be authorized to  
do so. CARRIED

**F4. 2013 Tiffin Conference - LaValley Theatres, Instructional Building, Lethbridge College - January 17, 2013**

361/12 M. ZEINSTRA MOVED that any member of County Council wishing to attend  
the 2013 Tiffin Conference scheduled for January 17, 2013,  
LaValley Theatres, Lethbridge College be authorized to do so.  
CARRIED

**F5. Barley Council of Canada**

362/12 M. ZEINSTRA MOVED that County Council receives the letter and information  
package from the Barley Council of Canada Working Group for  
information. CARRIED

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 Reeve

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 County Manager

**F6. 2012 County Road Tour - Dates**

- 363/12 M. ZEINSTRÄ MOVED that County Council set the dates of October 17 and 24, 2012 for a fall 2012 County Road Tour starting at 9:00 a.m. on each day. CARRIED

Note: K. Bly, Sunny South News present at 10:41 a.m.

**F7. SMRID Meeting Request – Stafford Reservoir Boat Launch/Dock**

- 364/12 K. BENSON MOVED that Council select Reeve Lorne Hickey and Deputy Reeve Henry Doeve and a possible alternate Councillor with administrative support to create an Ad Hoc Committee and prepare a strategy/brief including issues to discuss with the SMRID and Mr. Greg Weadick, MLA; date of meeting to be discussed. CARRIED

**APPOINTMENTS****E1. S.D. Application #2012-0-150 - Juris Livestock Ltd. – N.W. 2-11-21-W4M**

- 365/12 H. DOEVE MOVED that the rural industry subdivision of N.W. 1/4 2-11-21-W4M (Certificate of Title No. 011 167 517+1), create a 2.63 acre (1.07 ha) parcel from a title of 45.9 acres (18.58 ha) for rural industrial use; **BE REFUSED** as it is contrary to:  
Section 654(1)(a) & (b) of the Municipal Government Act:  
*“A subdivision approving authority shall not approve an application for subdivision approval unless:*  
*(a) The land that is proposed to be subdivided is, in the opinion of the approval authority, suitable for the purpose for which the subdivision is intended.*  
*(b) the proposed subdivision conforms with any regional plan, ministerial regional plan, statutory plan and land use bylaw that affects the land proposed to be subdivided”.*  
**REASONS:**  
1. The Subdivision Authority has determined that the application is not suitable for the purpose as:  
(a) The previous Joint General Municipal Plan between the County of Lethbridge and Town of Picture Butte identified this land area as a future industrial/highway commercial growth area for the Town. In respect of this, it is recognized there is no current intermunicipal development plan in place with the Town to orderly and properly manage development for this area.  
(b) The proposal is located on a fragmented, previously subdivided title, is adjacent to Highway 25, and is located adjacent to the Town of Picture Butte municipal boundary. As such, this proposal is considered premature until intermunicipal agreements are in place and further planning work is completed, including an Intermunicipal Development Plan with the Town of Picture Butte and/or a subsequent Area Structure Plan to address servicing issues, density, lot layouts, access and road networks, etc. It is noted that in June 2012, a County Council motion was passed relating to a similar proposal on the east side of the Town, which indicated that Council would like to see further planning initiatives undertaken before industrial/commercial subdivisions are approved adjacent to the Town.  
2. The proposal does not comply with the subdivision criteria of Land Use Bylaw 1211 in two areas:  
(a) The quarter section has been previously subdivided and the bylaw limits subdivision to one title per quarter section on urban

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Reeve

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County Manager

fringe zoned land. The 45.9 acre title is from a previously subdivided quarter section, as the Picture Butte Auction Market was subdivided out (a 19.58 acre title) from this quarter section in 1992. With the rural urban fringe designation, this would mean that the quarter section is deemed to be previously subdivided in accordance with the policies and no further subdivision permitted.

(b) The proposed remnant title portion would be 43.27 acres in size which does not comply with the bylaw criteria, as a minimum 80.0 acre parcel size is required for irrigated agricultural land. CARRIED

**E2. S.D. Application #2012-0-159 (Hillman Farms Ltd.) – N.W. ¼ 25-8-29-W4**

366/12

M. ZEINSTRAS MOVED that the country residential subdivision of N.W. 1/4 25-8-19-W4M (Certificate of Title No. 001 229 705), to create a 1.6 acre (0.65 ha) parcel from a title of 158.72 acres (64.23 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.
3. That, the applicant relinquish to the NRCB the existing CFO permit for the beef operation and the livestock confinement/manure storage infrastructure on the parent parcel must be dismantled/ decommissioned to NRCB standards, with a letter to be provided to the County from the NRCB or a licensed engineer confirming such.

**REASONS:**

1. The proposed parcel is the first subdivision from the quarter section and is determined to be suitable for the intended purpose.
2. The proposed subdivision complies with the municipal Land Use Bylaw.
3. With relinquishing to the NRCB the CFO permit rights for the livestock operation and dismantling the infrastructure to a state to no longer accommodate the confinement of animals on the remnant land, the proposed subdivision complies with the land use policies. CARRIED

Reeve Hickey recessed the meeting at 11:26 a.m.  
The meeting reconvened at 11:35 a.m.

**E3. 2012-2017 RCMP Memorandum of Understanding (for Community Peace Officer Application) - Inspector Joe McGeough**

Reeve Hickey welcomed Inspector Joe McGeough, RCMP to the meeting at 11:35 a.m.

Inspector McGeough reviewed with Council the 2012-2017 RCMP Memorandum of Understanding.

Reeve Hickey thanked Inspector McGeough for attending the meeting. Inspector McGeough retired at 11:45 a.m.

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Reeve

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County Manager

- 367/12 H. DOEVE MOVED that County Council approves the 2012-2017 Memorandum of Understanding between the RCMP and the County of Lethbridge for the application of a Community Peace Officer. CARRIED

### **COMMUNITY & LEGISLATIVE SERVICES**

#### **G1. Community Peace Officer - Supporting Policies: Policy 207 Community Peace Officer - OC Spray / Policy 208 Community Peace Officer - Baton / Policy 209 Community Peace Officer - Complaints / Policy 210 Informal Resolutions / Policy 211 Record Keeping and Exhibit Handling / Policy 212 Employer Reporting Requirements**

- 368/12 T. WHITE MOVED that Council approve the following policies: Policy 207 Community Peace Officer - OC Spray; Policy 208 Community Peace Officer – Baton; Policy 209 Community Peace Officer – Complaints; Policy 210 Informal Resolutions; Policy 211 Record Keeping and Exhibit Handling; Policy 212 Employer Reporting Requirements as presented. CARRIED
- 369/12 M. ZEINSTRA MOVED the meeting recess for lunch at 11:55 a.m. CARRIED

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

### **MUNICIPAL SERVICES**

#### **F8. Local ACP & Oiled Road Assessment - Request to Amend Budget**

- 370/12 M. ZEINSTRA MOVED that County Council approve the change to the 2012 Operating Budget in the amount of \$79,654.00 for the Local ACP & Oiled Road Assessment Project as approval has been obtained from Alberta Transportation under the Alberta Municipal Infrastructure Program. The total budget of the project will be revised to \$109,654.00 plus GST. CARRIED

#### **F9. September 10 and 11, 2012 – Fall Fire Update – K. Benson**

Darryl Beaton, Emergency Service Coordinator provided Council with an update regarding the fire that occurred in the County of Lethbridge September 10 and 11, 2012.

- 371/12 H. DOEVE MOVED that County Council receive item F9. September 10 and 11, 2012 – Fall Fire Update – K. Benson for information. CARRIED

### **COMMUNITY & LEGISLATIVE SERVICES**

#### **G2. 2012-2014 Recreation Grant Funding Allocation**

- 372/12 T. WHITE MOVED that Council approve the three-year annual Recreation Grant Funding applications received from the Town of Coaldale - \$34,061.22, Town of Picture Butte - \$52,490.38, and the Village of Nobleford - \$13,448.40 respectively; AND FURTHER THAT Council direct County Administration to enter into funding agreements with these municipalities AND FURTHER THAT Council direct the 2012 funding to be distributed upon signing of the agreements AND FURTHER THAT Council authorize 2013 and 2014 funding to be distributed annually on January 1<sup>st</sup> in accordance with Policy 157. Recreation Grant Funding Allocations are for a three-year term, 2012-2014. CARRIED

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Reeve

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County Manager

**CORPORATE SERVICES****H1. 2011 and 2012 Strategic Plan Update**

373/12 M. ZEINSTRA MOVED that County Council direct Administration to include the amount of \$62,000 in the 2013 Municipal Services Budget for 60km/hr. speed limit signs for gravel road signs with the project to begin no later than April 1, 2013. CARRIED

374/12 K. BENSON MOVED that County Council receives item H1. 2011 and 2012 Strategic Plan Update for information. CARRIED

**H2. Municipal Addressing Overview**

375/12 S. CAMPBELL MOVED that County Council receives item H2. Municipal Addressing Overview for information. CARRIED

**H3. Telus Lease YQL-588 Re: 15 Metre High, Monopole, Cell Phone Tower**

376/12 T. WHITE MOVED that Council authorizes the Reeve and County Manager to execute the Telus Lease YQL-558 for a term of 10 years. CARRIED

**ADMINISTRATION****I1. Canadian Fallen Heroes Foundation: Re Donation Request**

377/12 H. DOEVE MOVED that County Council receive item I1. Canadian Fallen Heroes Foundation: Re Donation Request for information. CARRIED

**I2. November 1, 2012 Council Meeting - Date Change**

378/12 T. WHITE MOVED that County Council re-schedule the Thursday, November 1, 2012 Council meeting to Friday, November 2, 2012 commencing at 10:00 a.m. to accommodate the 2012 Agriculture Service Board South Region Conference in Champion. CARRIED

**I3. City of Lethbridge / County of Lethbridge Re: Joint Council-to-Council Meeting Dates**

379/12 H. DOEVE MOVED that County Council direct Administration to contact City Administration to re-schedule the City of Lethbridge / County of Lethbridge Joint Council-to-Council that was previously cancelled due to the fire on the Blood Reserve. Suggested meeting dates of October 16, 23, or 30, 2012 to be proposed to the City and a confirmation of the meeting date be brought back to a future Council meeting. CARRIED

**I4. Stars of Alberta Volunteer Awards 2012 – Call for Nominations**

380/12 H. DOEVE MOVED that Council receive item I4. Stars of Alberta Volunteer Awards 2012 – Call for Nominations for information. CARRIED

**I5. Water Storage Opportunities - Steering Committee**

381/12 H. DOEVE MOVED that County Council appoint the CAO to sit on the Water Storage Opportunities Steering Committee. CARRIED

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 Reeve

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 County Manager

**I6. Alberta Irrigation Projects Association Chapter Lunch – October 9, 2012, Lethbridge, AB and Alberta Irrigation Projects Association 2012 Conference – November 26-28, 2012 – Deerfoot Inn & Casino, Calgary, AB**

- 382/12 K. BENSON MOVED that Councillor M. Zeinstra be authorized to attend the Alberta Irrigation Projects Association Chapter Lunch scheduled for October 9, 2012, Coast Hotel, Lethbridge. CARRIED
- 383/12 M. ZEINSTRA MOVED that Council authorize the Irrigation Committee members or alternate member of Council to attend the Alberta Irrigation Projects Association 2012 Conference scheduled for November 26-28, 2012 at the Deerfoot Inn & Casino, Calgary. CARRIED

**ADJOURNMENT**

- 384/12 M. ZEINSTRA MOVED the meeting adjourn at 4:15 p.m. CARRIED

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Reeve

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County Manager