

**MINUTES**  
**MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9**  
**COUNCIL MEETING**  
**MAY 24, 2016**

8667

The Regular Meeting of Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, May 24, 2016, in the Council Chambers of the Municipal District Building, Pincher Creek, Alberta.

PRESENT Reeve Brian Hammond, Councillors Terry Yagos, Fred Schoening, Garry Marchuk and Quentin Stevick

STAFF Chief Administrative Officer Wendy Kay, Director of Finance and Administration Mat Bonertz, Director of Operations Leo Reedyk, Director of Development and Community Services Roland Milligan, Finance Manager Janene Felker and Executive Assistant Tara Cryderman

Reeve Brian Hammond called the Council Meeting to order, the time being 1:00 pm.

A. ADOPTION OF AGENDA

Councillor Garry Marchuk 16/237

Moved that the Council Agenda for May 24, 2016, be amended, the amendments as follows:

Deletion of E3a – Public Auction – Conditions and Reserve Bid;  
Addition to E4c – AAMDC Sponsored - *Municipal Government Act* Review;  
Addition to In-Camera – Legal;  
Addition to In-Camera – Land;

And that the Agenda be approved, as amended.

Carried

B. DELEGATIONS

Reeve Hammond acknowledged Mat Bonertz and his 35 years of service for the Municipal District of Pincher Creek. Mat will be retiring June 3, 2016.

C. MINUTES

(1) Public Hearing Minutes

Councillor Terry Yagos 16/238

Moved that the Public Hearing for Bylaw No. 1267-16, being the bylaw to amend the Land Use Bylaw, be approved as presented.

Carried

(2) Council Meeting Minutes

Councillor Quentin Stevick 16/239

Moved that the Council Meeting Minutes of May 10, 2016, be approved as presented.

Carried

D. UNFINISHED BUSINESS

(1) Pincher Creek Spray Park Society

Councillor Terry Yagos 16/240

Moved that the presentation from the Pincher Creek Spray Park Society, be received as information.

Carried

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(2) Alberta Fire Appeal

Councillor Garry Marchuk 16/241

Moved that the email from the Federation of Canadian Municipalities, dated May 5, 2016, regarding the Alberta Fire Appeal, be received;

And that Council donate \$5,000 towards the Alberta Fire Appeal, with funding coming from Grants to Groups and Organizations (Account No. 2-74-0-770-2765).

Carried

(3) Bylaw No. 1267-16 – Land Use Amendment Bylaw

Councillor Garry Marchuk declared a potential conflict of interest, as he has property adjacent to the said property, and left the meeting, the time being 1:12 pm.

Councillor Terry Yagos 16/242

Moved that Council give second reading to Bylaw No 1267-16, being the Bylaw to amend Land Use Bylaw No. 1140-08.

Carried

Councillor Terry Yagos 16/243

Moved that Council give third and final reading to Bylaw No 1267-16, being the Bylaw to amend Land Use Bylaw No. 1140-08.

Councillor Quentin Stevick requested a recorded vote.

Councillor Quentin Stevick – Opposed  
 Reeve Brian Hammond – In Favour  
 Councillor Fred Schoening – In Favour  
 Councillor Terry Yagos – In Favour  
 Motion Carried

Councillor Garry Marchuk returned to the meeting, the time being 1:21 pm.

E. CHIEF ADMINISTRATOR OFFICER'S (CAO) REPORTS

(1) Operations

a) Capital Project Southfork Hill Drainage Improvements

Councillor Fred Schoening 16/244

Moved that the report from the Director of Operations, dated May 17, 2016, regarding the Capital Project Southfork Hill Drainage Improvements, be received;

And that Council authorize the Reeve and Chief Administrative Officer to sign the contract with Iron Arm Civil Construction Ltd. for \$271,071. 21, with the project funding coming from Public Works Capital Road Reserve (Account No. 6-12-0-767-6760);

And further that Council approve the increase in total project cost of \$54,100, with funding coming from Public Works Capital Road Reserve (Account No. 6-12-0-767-6760).

Carried

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b) Policy 307 – Dust Control

Councillor Quentin Stevick 16/245

Moved that the report from the Director of Operations, dated May 17, 2016, regarding the Policy 307 – Dust Control, be received;

And that Council approve the 2016 rate charges for dust control, as per Policy 5.3.2.1 – Fees and Charges, to be changed to \$600 for commercial and \$250 for residential;

And further that the word corporation be replaced with commercial.

Carried

Councillor Terry Yagos 16/246

Moved that Council approve the amendments to Policy 307 and Schedule 307A – Dust Control, be approved, with the following addition(s):

- Wood Avenue South of 3A, uphill to Lundbreck Water Reservoir (0.45 km)
- North and South of Intersection of Range Road 29-1 and Highway 785 (0.2 km south and 0.3 km north)
- Township Road 8-2, near Beaver Creek, going West of Highway 785 (0.2 km) and East (0.3 km)
- West off of Kerr Road from Highway 6 (0.5 km).

Carried

c) Operations Report

Councillor Garry Marchuk 16/247

Moved that the Operations Report for the period of May 5, 2016 to May 17, 2016, be received as information.

Carried

(2) Planning and Development

a) Subdivision Approval Extension Request (Knoeck – 2013-0-143)

Councillor Terry Yagos 16/248

Moved that the report from the Director of Development and Community Services, dated May 16, 2016, regarding the Subdivision Approval Extension Request (Knoeck – 2013-0-143), be received;

And that an extension be granted for Subdivision No. 2013-0-143 until November 11, 2016.

Carried

(3) Finance

Nil

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(4) Municipal

a) Castle Mountain – Request for Grading

Councillor Garry Marchuk 16/249

Moved that the report from the Chief Administrative Officer, dated May 16, 2016, regarding Castle Mountain – Request for Grading, be received;

And that Council approve the request to supply gravel (once) and grade (twice a year), at no charge to the Castle Mountain Community Association.

Councillor Terry Yagos declared a potential conflict of interest, as he has a private development, and left the meeting, the time being 2:24 pm.

Councillor Garry Marchuk requested a recorded vote.

Councillor Fred Schoening – Opposed  
 Reeve Brian Hammond – Opposed  
 Councillor Garry Marchuk – In Favour  
 Councillor Quentin Stevick – In Favour  
 Motion Defeated

Councillor Fred Schoening 16/250

Moved that the report from the Chief Administrative Officer, dated May 16, 2016, regarding Castle Mountain – Request for Grading, be received;

And that council approve the request to grade roads within the Castle Mountain Resort area, twice a year;

And further that the Community supply their own gravel.

Councillor Garry Marchuk requested a recorded vote.

Councillor Quentin Stevick – In Favour  
 Councillor Garry Marchuk – In Favour  
 Reeve Brian Hammond – Opposed  
 Councillor Fred Schoening – In Favour  
 Motion Carried

Councillor Terry Yagos returned to the meeting, the time being 2:34 pm.

b) CAO Report

Councillor Terry Yagos 16/251

Moved that Council receive for information, the Chief Administrative Officer's report for the period of May 6, 2016 to May 19, 2016.

Carried

c) Municipal Government Act (MGA) Review

Councillor Terry Yagos 16/252

Moved that Council authorize the attendance of interested Councillors to attend the Alberta Association of Municipal Districts and Counties (AAMDC) sponsored information session regarding the MGA Review, to be held on Monday, June 6, 2016 in Lethbridge.

Carried

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F. CORRESPONDENCE

1. For Action

Nil

2. For Information Only

Councillor Terry Yagos 16/253

Moved that the following be received as information:

a) Municipal Government Act Review

- Letter from Alberta Municipal Affairs, dated May 2, 2016

b) Thank You Card

- Thank You Card from Livingstone Sabres, received May 16, 2016

Carried

G. COMMITTEE REPORTS

Councillor Quentin Stevick – Division 1

- Twin Butte Community Clean Up
- MD Website

Councillor Fred Schoening – Division 2

- FCSS
- Police Advisory Committee

Councillor Garry Marchuk – Division 3

- Beaver Mines Park Clean Up

Reeve Brian Hammond - Division 4

- Book Launch at the Kootenai Brown Pioneer Village Museum

Councillor Terry Yagos – Division 5

- Crowsnest / Pincher Creek Landfill Association
- Minutes of April 20, 2016

Councillor Fred Schoening 16/254

Moved that the committee reports be received as information.

Carried

H. IN-CAMERA

Councillor Terry Yagos 16/255

Moved that Council go In-Camera, the time being 2:50 pm.

Carried

Councillor Terry Yagos 16/256

Moved that Council come out of In-Camera, the time being 4:19 pm.

Carried

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I. ADJOURNMENT

Councillor Terry Yagos

16/257

Moved that Council adjourn the meeting, the time being 4:20 pm.

Carried

  
REEVE

  
CHIEF ADMINISTRATIVE OFFICER