

**MINUTES**  
**MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9**  
**COUNCIL MEETING**  
**MARCH 28, 2017**

8783

The Regular Meeting of Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, March 28, 2017, 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 Operations Leo Reedyk, Director of Finance Janene Felker, Director of Development and Community Services Roland Milligan, 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 Terry Yagos 17/127

Moved that the Council Agenda for March 28, 2017, be amended, the amendment as follows:

E(3) Finance and Administration- rearrange the order of these two items to read;  
a) Amendment of Policy C-FIN-24 Long Term Reserves  
b) Reallocation of Reserve Funds;

Addition to In-Camera: 4) Legal;

And that the agenda be approved as amended.

Carried

B. DELEGATIONS

(1) Beaver Mines Water and Wastewater Project

Cornell Van Ryk appeared as a delegation to speak to Council regarding the Beaver Mines Water and Wastewater Project.

Mr. Van Ryk is requesting that Council reconsider their decision regarding the Mill Creek lagoon site as the preferred option for the Beaver Mines Wastewater Project.

(2) Castle Parks

Hugh Dunham appeared as a delegation to speak to Council regarding the designation of the Castle Parks.

Mr. Dunham is a member of the Quad Squad and spoke to the efforts put forth by that organization, and the need for provincial representatives to consider access for disabled persons in the Castle area, where in some instances, a quad is the only avenue they have to enjoy the back country.

Mr. Dunham spoke to the infrastructure that was installed within the area.

C. MINUTES

(1) Council Meeting Minutes

Councillor Fred Schoening 17/128

Moved that the Council Meeting Minutes of March 14, 2017, be approved, as presented.

Carried

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D. UNFINISHED BUSINESS

(1) Citizens' Statement for the Castle Parks

Councillor Garry Marchuk 17/129

Moved that the email from Gordon Petersen, dated March 13, 2017, and the email from Connie Simmons, dated March 8, 2017, regarding the Citizens' Statement for the Castle Parks, be received as information.

Carried

Councillor Quentin Stevick 17/130

Moved that Council acknowledges the importance of residents bringing forward their opinions to Council, and the time and effort put forth to either appear as a delegation or submit letters, for Council's consideration;

And that Council appreciates the thoughtful and polite manner, in which a varying of topics are brought to Council's attention;

And further that residents be advised that Council will continue to review information that is brought forward.

Carried

(2) Wilderness Parks

Councillor Fred Schoening 17/131

Moved that the delegation presentation from Diana Reed, including the National, Provincial and Territorial Economic Impacts of ATVs and Side-By-Sides 2015: Final Report, dated September 19, 2016, and the letter, dated March 8, 2017, be received as information.

Carried

(3) Oldman Watershed Council Membership Renewal

Councillor Garry Marchuk 17/132

Moved that the membership commitments regarding becoming a member of the Oldman Watershed Council, be received;

And that the stanza within Resolution 17/115, being "And that the MD become a member of the Oldman Watershed Council, as there is no fee for membership;", be rescinded.

Councillor Fred Schoening requested a recorded vote.

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

(4) Assessment Review Board

Councillor Fred Schoening 17/133

Moved that Bylaw No. 1273-17, being the bylaw to establish a Regional Assessment Review Board, be given first reading.

Carried

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Councillor Terry Yagos 17/134

Moved that Bylaw No. 1273-17, being the bylaw to establish a Regional Assessment Review Board, be given second reading.

Carried

Councillor Quentin Stevick 17/135

Moved that Bylaw No. 1273-17, being the bylaw to establish a Regional Assessment Review Board, be presented for third reading.

Carried Unanimously

Councillor Quentin Stevick 17/136

Moved that Bylaw No. 1273-17, being the bylaw to establish a Regional Assessment Review Board, be given third and final reading.

Carried

Councillor Fred Schoening 17/137

Moved that the Reeve and Chief Administrative Officer be authorized to sign the Agreement for Regional Assessment Review Services, between the MD of Pincher Creek No. 9 and the Oldman River Regional Services Commission;

And that the \$500 fee be provided, with the money coming from Administration – Membership and Subscriptions (Account No. 2-12-0-238-2238).

Carried

(5) Castle Management Plan

Councillor Garry Marchuk 17/138

Moved that the Alberta Off-Highway Vehicle Association (AOHVA) Media Release, dated March 1, 2017, be received as information.

Carried

E. CHIEF ADMINISTRATOR OFFICER'S (CAO) REPORTS

(1) Operations

a) Streetlight LED Conversion Option Offer

Councillor Fred Schoening 17/139

Moved that discussions regarding the letter from Fortis Alberta, dated March 1, 2017, regarding the Streetlight LED Conversion Option Offer, be postponed, pending further clarification.

Carried

b) Livestock Industry Policy – C-AES-605

Councillor Fred Schoening 17/140

Moved that the report from Director of Operations, dated March 22, 2017, regarding Policy C-AES-605 Livestock Industry, be received;

And that Council adopt the amended Policy C-AES-605 Livestock Industry, as forwarded by the Agricultural Service Board.

Carried

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c) Operations Report

Councillor Garry Marchuk 17/141

Moved that the Operations report from the Director of Operations, dated March 8, 2017 to March 23, 2017, be received as information.

Carried

(2) Planning and Development

a) Road Closure Bylaw No. 1270-16, Pincher Station

Councillor Garry Marchuk 17/142

Moved that the report from Director of Development and Community Services, dated March 23, 2017, regarding Road Closure Bylaw 1270-16, be received;

And that Bylaw No. 1270-16, being the bylaw to close portions of roadways within the Hamlet of Pincher Station, be given second reading.

Carried

Councillor Terry Yagos 17/143

Moved that Bylaw No. 1270-16, being the bylaw to close portions of roadways within the Hamlet of Pincher Station, be given third and final reading.

Carried

b) Proposed Bylaw 1272-17 – Animal Control Bylaw Amendment for Chickens

Councillor Fred Schoening 17/144

Moved that the report from Director of Development and Community Services, dated March 20, 2017, regarding Bylaw No. 1272-17 – Animal Control Bylaw Amendment for Chickens, be received;

And that Bylaw No. 1272-17, being the bylaw to amend the Animal Control Bylaw to allow for Chickens, be given first reading, with the following amendment:

Correction to Residential Parcel Size: 1.62 ha – 2.02 ha (4.0 – 4.99 ac).

Councillor Garry Marchuk 17/145

Moved that first reading of Bylaw 1272-17, being the bylaw to amend the Animal Control Bylaw to allow for Chickens, be postponed until a Public Meeting can be scheduled.

Carried

(3) Finance

a) Amendment of Policy C-FIN-24 Long Term Reserves

Councillor Garry Marchuk 17/146

Moved that the report from Director of Finance, dated March 17, 2017, regarding the amendment to Policy C-FIN-24 – Long Term Reserves, be received;

And that the amended Corporate Policy C-FIN-24 Long Term Reserves, be approved.

Carried

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b) Reallocation of Reserve Funds

Councillor Terry Yagos 17/147

Moved that the report from Director of Finance, dated March 17, 2017, regarding the reallocation of reserve funds, be received;

And that the following reserve transfers be approved:

- Mill Rate Stabilization
  - Add \$478,162.52 from MD Equipment
  - Add \$30,000 from closure of Emergency Services reserve
- Bridges
  - Add \$803,936.48 from closure of Interim Operating reserve
- Sewer Infrastructure
  - Add \$515,297.44 from closure of Lundbreck Water/ Sewer reserve
- Water Infrastructure
  - Add \$463,325.08 from closure of Dams reserve
  - Add \$648,198.08 from closure of Regional Water reserve

Carried

(4) Municipal

a) Waterton Springs Campground

Councillor Garry Marchuk 17/148

Moved that Council forward a letter to Minister Phillips, Minister of Environment and Parks, with a copy to Premier Notley, requesting their consideration of purchasing and managing the Waterton Springs Campground.

Carried

b) Castle Management Plan

Councillor Terry Yagos 17/149

Moved that Council forward a letter to Minister Phillips, Minister of Environment and Parks, with a copy to Premier Notley, enquiring as to when the province will be assuming responsibility for roads within the new designated park, that are currently maintained by the Municipal District of Pincher Creek.

Carried

c) CAO Report

Councillor Quentin Stevick 17/150

Moved that Council receive for information, the Chief Administrative Officer's report for the period of March 20, 2017 to March 23, 2017, as well as the Administration Call Log.

Carried

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F. CORRESPONDENCE

1. Action

a) Castle Parks

Councillor Garry Marchuk 17/151

Moved that the letter from Hilah Simmons, dated March 13, 2017, regarding the Castle Parks, be received as information.

Carried

2. For Information Only

a) Bill C-37

Councillor Garry Marchuk 17/152

Moved that the email from John Barlow, MD Foothills, dated March 9, 2017, regarding Bill C-37, be received;

And that a letter be sent to Minister of Health, the Honourable Jane Philpott, requesting that Bill C-37 be split, into two separate Bills.

Carried

b) Municipal Sustainability Initiative

Councillor Fred Schoening 17/153

Moved that the letter from Municipal Affairs, dated February 28, 2017, regarding the Municipal Sustainability Initiative, be received as information.

Carried

c) Public Works Building Upgrade

Councillor Terry Yagos 17/154

Moved that the letter from Municipal Affairs, dated March 8, 2017, regarding the funding for the Public Works Building Upgrade, be received as information.

Carried

d) Alberta Seniors Masters Games

Councillor Garry Marchuk 17/155

Moved that the letter from Alberta Culture and Tourism, dated March 9, 2017, regarding the Alberta Senior Master Games, be received as information.

Carried

Councillor Garry Marchuk 17/156

Moved that the following be received as information:

- a) South Saskatchewan Region Biodiversity Management Framework
  - Letter from Alberta Environment and Parks, dated March 13, 2017
- b) Emergency Social Services Preparedness Plan and Program
  - Letter from Alberta Municipal Affairs, dated March 14, 2017
- c) Castle Provincial Park and Castle Wildland Provincial Park Draft Management Plan
  - Letter from Alberta Environment and Parks, dated March 17, 2017
- d) Castle Parks
  - Summary of Recent Reports on Community and General Public Views Relevant to Land Use Planning in the Porcupine Hills, dated February 2016
  - Email from Barra McNeil, dated March 12, 2017
  - Email from Barbara Amos, dated March 13, 2017
  - Cards from Julia Palmer, dated March 7, 2017
- e) Thank You Card
  - Thank You Card from Lennie McKim

Carried

Councillor Terry Yagos 17/157

Moved that the letter from Livingstone Landowners Guild, dated February 16, 2017, regarding the land use planning in the Porcupine Hills and Livingstone Planning regions, be received as information.

Carried

## G. COMMITTEE REPORTS

Councillor Quentin Stevick – Division 1

- Pincher Creek Foundation
  - Financial Statements, Pincher Creek Foundation
  - Financial Statements, Pincher Creek Foundation – Lodge
- Kudos to the Bridge Repair for Bridge File BF1077

Councillor Fred Schoening – Division 2

- Pincher Creek Library Board
- Family and Community Support Services
  - McMann
  - Habitat for Humanity
- CPR Right of Ways and Crossings
  - Railway ties
  - Dangerous crossings

Councillor Garry Marchuk – Division 3

- Economic Developers Association of Alberta Annual General Meeting
  - Website Design
  - Marketing
  - Tourism
- Council Remuneration for attending meetings

Reeve Brian Hammond - Division 4

- Airport Advisory Committee
- Emergency Services Commission
- Alberta Association of Municipal Districts and Counties (AAMDC) Convention
  - Resolutions
  - Meeting with Alberta Environment

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- Councillor Terry Yagos – Division 5
- Crowsnest / Pincher Creek Landfill
    - Financial Statements
    - Minutes of January 18, 2017
    - Minutes of February 15, 2017

Councillor Fred Schoening 17/158

Moved that the committee reports be received as information.

Carried

Councillor Fred Schoening 17/159

Moved that Council and Staff move In-Camera, the time being 3:31 pm.

Carried

Councillor Fred Schoening 17/160

Moved that Council and Staff move out of In-Camera, the time being 4:22 pm.

Carried

H. NEW BUSINESS

a) Bridge File 468 – Land Purchase SE 4-6-30 W4M

Councillor Terry Yagos 17/161

Moved that Council authorize the Reeve and Chief Administrative Officer to sign the land purchase agreement.

Carried

b) Municipal Emergency Plan

Councillor Fred Schoening 17/162

Moved that the Municipal Emergency Plan for the Town of Pincher Creek, Village of Cowley, and the MD of Pincher Creek, be approved as presented.

Carried

c) Authorization For Travel

Councillor Terry Yagos 17/163

Moved that Council Members be authorized to travel to Lethbridge on March 29, 2017.

Carried

d) CRTC Alberta Commissioner Presentation

Councillor Fred Schoening 17/164

Moved that Reeve Brian Hammond and Councillors Terry Yagos and Garry Marchuk, be authorized to attend the meeting and presentation with Alberta / NWT Commissioner of the CRTC, scheduled in Claresholm on April 6, 2017.

Carried



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e) Expansion of Regional Water Project

Councillor Fred Schoening 17/165

Moved that the MD of Pincher Creek No. 9, takes ownership of the expansion to the Regional Water Project.

Carried

I. ADJOURNMENT

Councillor Quentin Stevick 17/166

Moved that Council adjourn the meeting, the time being 4:28 pm.

Carried

  
REEVE

  
CHIEF ADMINISTRATIVE OFFICER