

MINUTES
MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9
REGULAR COUNCIL MEETING
APRIL 13, 2021

9409

The Regular Meeting of Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, April 13, 2021, at 1:00 pm, via GoToMeeting.

PRESENT Deputy Reeve Rick Lemire, Councillors Terry Yagos, Quentin Stevick and Bev Everts.

STAFF CAO Troy MacCulloch, Director of Development and Community Services Roland Milligan,
Director of Finance Meghan Dobie and Executive Assistant Jessica McClelland.

ABSENT Reeve Brian Hammond

Deputy Reeve Rick Lemire called the meeting to order, the time being 1:00 pm.

A. ADOPTION OF AGENDA

Councillor Quentin Stevick 21/164

Moved that the Council Agenda for April 13, 2021 be amended to include:

- Information:
 - Volunteer Appreciation Virtual Event Information
- Closed Session:
 - Personnel Update – FOIP Section 17

And that the agenda be approved as amended.

Carried

B. DELEGATIONS

a) Expedition Management Consulting Ltd – Regional Recreation Master Plan

Justin Roseau and Drew Ziegler attended the meeting at this time to present to MD Council the draft Regional Recreation Master Plan. Council had the opportunity to review and ask questions of the consultants. The finalized plan will be brought to Council for approval at a later time.

Justin Roseau and Drew Ziegler left the meeting at this time, the time being 1:30pm

b) Beaver Mines Pathway System

Garry Marchuk, with the Beaver Mines Community Association, attended the meeting at this time to update Council on the Community Associations plans to work towards funding for a pathway system in the hamlet of Beaver Mines. At present time the association is looking at casinos and other funding opportunities and requests seed money to be able to put towards a potential pathway system. While Council supports the idea of a pathway system, currently this project is unbudgeted for. Council requests that Mr. Marchuk continue to update Council on funding opportunities and partnership ideas to see the pathway project into fruition.

Garry Marchuk left the meeting at this time, the time being 1:40 pm.

c) TELUS

Matt Mosby and Theresa Lynn with TELUS attended the meeting at this time to update Council on the upcoming projects with TELUS in the MD.

Matt Mosby and Theresa Lynn left the meeting at this time, the time being 2:30 pm.

C. MINUTES

1. Committee Meeting Minutes

Councillor Quentin Stevick 21/165

Moved that the Minutes of the Committee Meeting on March 23, 2021 be approved as presented.

Carried

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2. Council Meeting Minutes

Councillor Terry Yagos 21/166

Moved that the Minutes of the Council Meeting on March 23, 2021 be approved as presented.

Carried

D. BUSINESS ARISING FROM THE MINUTES

E. UNFINISHED BUSINESS

F. COMMITTEE REPORTS / DIVISIONAL CONCERNS

1. Councillor Quentin Stevick – Division 1
2. Councillor Rick Lemire – Division 2
 - a) FCSS
 - b) Pincher Creek Foundation
3. Councillor Bev Everts– Division 3
 - a) Pincher Creek Library
 - b) ASB
4. Reeve Brian Hammond - Division 4
5. Councillor Terry Yagos – Division 5
 - a) ASB

Councillor Terry Yagos 21/167

Moved to accept the Committee Reports and information.

Carried

Public Works Superintendent Eric Blanchard attended the meeting at this time to discuss the call logs, and left the meeting at 2:40 pm.

G. ADMINISTRATION REPORTS

1. Operations

a) Operations Call Log

Councillor Quentin Stevick 21/168

Moved that Council receive the call log as information.

Carried

b) Bridge File #224 – Lank Bridge

Councillor Terry Yagos 21/169

Moved that Council approve the use of additional MSI funds in the amount of \$60,604 for bridge file #2224 – Lank Bridge.

Carried

2. Finance

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a) August 2020 Snake Trail Fire

Councillor Terry Yagos

21/170

Moved that Council extend the 90 day window by an additional 90 days for balances owed from the August 2020 Snake Trail Fire;

- AND THAT Council direct Administration to work with landowners from the August 2020 Snake Trail Fire regarding insurance coverage/windows;
- AND FURTHER that Council invite the Fire Chief to present on the August 2020 Snake Trail Fire to MD Council and rate payers on May 11, 2021.

Carried

b) Pincher Creek Emergency Services Commission (PCESC) Fire Response – Outstanding Invoices Part 2 (Invoices MD-50-20 and MD-50-21)

Councillor Bev Everts

21/171

Moved that in regards to invoices MD-50-20 and MD-50-21, Council approve the following:

- That as per the current agreement, the MD pay invoices MD-50-20 and MD-50-21 to the Pincher Creek Emergency Services Commission,
- AND THAT in an effort to ensure insurance coverage windows are not missed, Administration be directed to bill landowners for fire response as incurred;
- AND THAT Council direct Administration to work with landowners to submit claims to insurance providers;
- AND THAT Council direct Administration to advise landowners, that should they require an adjustment to the amount owed for fire response, to write a letter to MD Council and attach proof of denied insurance coverage;
- AND FURTHER THAT Council, in an effort to bridge the gap until changes are made at PCESC, direct Administration to refresh Bylaw 1201-10 to adjust for the above said changes and other proposed changes deemed necessary.

Carried

c) 2021 Tax Rate Bylaw (Bylaw 1328-21)

Councillor Quentin Stevick

21/172

Moved that Bylaw 1328-21, being the Bylaw to authorize the rates of taxation to be levied against assessable property within the MD of Pincher Creek for the 2021 taxation year, be given first reading.

Carried

Councillor Bev Everts

21/173

Moved that Bylaw 1328-21, being the Bylaw to authorize the rates of taxation to be levied against assessable property within the MD of Pincher Creek for the 2021 taxation year, be given second reading.

Carried

Councillor Terry Yagos

21/174

Moved that Bylaw 1328-21, being the Bylaw to authorize the rates of taxation to be levied against assessable property within the MD of Pincher Creek for the 2021 taxation year, be presented for third reading.

Carried Unanimously

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Councillor Bev Everts 21/175

Moved that Bylaw 1328-21, being the Bylaw to authorize the rates of taxation to be levied against assessable property within the MD of Pincher Creek for the 2021 taxation year, be given third and final reading.

Carried

3. Development and Community Services

a) Agricultural Environmental Services Monthly Report

Councillor Terry Yagos 21/176

Moved that the Agricultural Environmental Services Monthly Report for March and April 2021 be received as information.

Carried

b) Road Closure Bylaw 1325-21 – Adjacent to SW 6-8-1 W5M

Deputy Reeve Rick Lemire left the chair and declared a conflict of interest, the time being 3:20 pm. Councillor Bev Everts assumed the chair in his absence.

Councillor Terry Yagos 21/177

Moved that Council give second reading to Road Closure Bylaw 1325-21.

Carried

Councillor Terry Yagos 21/178

Moved that Council give third reading to Road Closure Bylaw 1325-21.

Carried

Deputy Reeve Rick Lemire returned to the meeting and assumed the chair, the time being 3:26 pm.

c) Intermunicipal Development Plan, Bylaw 1327-21 (MD of Pincher Creek and Village of Cowley)

Councillor Terry Yagos 21/179

Moved that Council give First Reading to Bylaw 1327-21, being the Intermunicipal Development Plan for the Municipal District of Pincher Creek No. 9 and the Village of Cowley;

AND FURTHER, that the required Public Hearing be scheduled for April 27, 2021, at 1:00 pm.

Carried

d) Development Permit 2021-17 Hiawatha Campground

Councillor Quentin Stevick 21/180

Moved that Development Permit No. 2021-17, for the placement of a new Manufactured Home to replace an existing manufacture home, be approved, subject to the following Condition(s) and Variance(s):

1. That this development meets the minimum provisions as required in Land Use Bylaw 1289-18.
2. That the home be finished from the floor level to the ground within 90 days of placement. All finish material shall either be factory fabricated or of equivalent quality, so that the design and construction complements the dwelling to the satisfaction of the development authority
3. That the home be placed on a permanent foundation (e.g. grade beam), or a basement which satisfies the requirements of the Alberta Safety Code.

Carried

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4. Municipal

a) Chief Administrative Officer Report

Councillor Bev Everts 21/181

Moved that Council receive for information, the Chief Administrative Officer's report for the period of March 24, 2021 to April 12, 2021.

Carried

b) Lastuka Road Agreement and Culvert

Councillor Quentin Stevick 21/182

Moved that in regards to the request from Dennis Lastuka,

1. Council receive the letter from Mr. Lastuka
2. Deny the request of the land owner that the culvert on his property become a bridge file for the MD.
3. MD Staff are willing to work with Mr. Lastuka to develop an emergency egress plan
4. Deny item 3 as it would be contrary to our current development agreement
5. Not consider item 4, as we are not the owners of the culvert, nor do we want the responsibility for maintenance or replacement as per our current development agreement.

Carried

c) Amendment to CPO Agreement

Councillor Terry Yagos 21/183

Moved that Council approve amending the CPO agreement with the Town of Pincher Creek to allow the CPO's covered by this agreement to endorse MD Bylaw 1256-14, being the noise Bylaw within the MD of Pincher Creek.

Carried

H. CORRESPONDENCE

1. For Action

a) Letter of Support Request Pincher Creek Family Resource Society

Councillor Bev Everts 21/184

Moved that Council grant a letter of support request for the Pincher Creek Family Resource Society in their application to the Community Initiatives Program Grant.

Carried

b) Letter of Concern – Benga Mining/Riversdale Resources Ltd. – Cornell Van Ryk

Councillor Bev Everts 21/185

Moved that Council send a letter to Cornell Van Ryk thanking him for bringing his concerns forward and engaging the MD regarding Riversdale Resources/Benga Mining project.

Carried

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c) Canadian Rural and Remote Housing and Homelessness Symposium

Administration to send the information to the FCSS coordinator.

d) Seniors Week Declaration

Deputy Reeve Rick Lemire declared that following:

In honour of the past, present and future contributions of the seniors of this community and throughout Alberta, I hereby declare June 7 – 13, 2021 to be Seniors' Week in the MD of Pincher Creek.

Administration will arrange for the local seniors facilities to be made aware of this declaration.

e) Letter of Concern – Coal Mining - Gordon and Mary Bayer

Councillor Bev Everts 21/186

Moved that Council send a letter to Gordon and Mary Bayer thanking them for bringing their concerns forward regarding Riversdale Resources/Benga Mining project,

AND THAT they be provided the contact information for the correct staff at Riversdale Resources/Benga Mining and be encouraged to bring his concerns to them directly.

Carried

f) Alberta Public Works Association Right of Way Committee

Council discussed the Alberta Public Works Association Right of Way Committee and expressed that if any member of Council wanted to attend, they were encouraged to.

2. For Information

Councillor Quentin Stevick 21/187

Moved that the following be received as information:

- a) Oldman River Basin Water Allocation Order
 - Letter from Alberta Minister of Environment and Parks
- b) Protection for the Rocky Mountains-Eastern Slopes and Watersheds from Water Contamination and Excessive Use
 - Joint letter from MD of Ranchland/MD of Pincher Creek
- c) Volunteer Appreciation Virtual Event
 - Information has been placed on MD social media/website. Administration will forward invitation to community groups in the MD.

Carried

I. NEW BUSINESS

a) 2021 Election

Councillor Bev Everts 21/188

Moved that Maureen Webster, be appointed as Returning Officer for the 2021 Municipal Elections, and Jessica McClelland be appointed as Deputy Returning Officer;
 AND THAT an advance vote is held for the 2021 municipal election;
 AND FURTHER THAT voting for an incapacitated elector at home is provided during advance voting days, during the hours of regular voting.

Carried

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J. CLOSED SESSION

Councillor Quentin Stevick 21/189

Moved that Council move in to closed session to discuss the following, the time being 4:02 pm:

a) Personnel – FOIP Section 17

Carried

Councillor Terry Yagos 21/190

Moved that Council open the Council meeting to the public, the time being 4:44 pm.

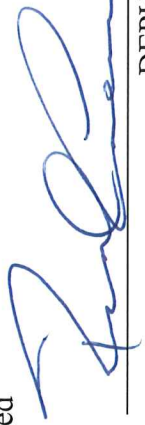
K. ADJOURNMENT

Carried

Councillor Terry Yagos 21/191

Moved that Council adjourn the meeting, the time being 4:45 pm.

Carried



DEPUTY REEVE



CHIEF ADMINISTRATIVE OFFICER