

**MINUTES**  
**MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9**  
**REGULAR COUNCIL MEETING**  
**APRIL 27, 2021**

9416

The Regular Meeting of Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, April 27, 2021, at 1:00 pm, via GoToMeeting.

**PRESENT** Reeve Brian Hammond, 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.

Reeve Brian Hammond called the meeting to order the time being 1:00 pm.

**A. PUBLIC HEARING – BYLAW 1327-21**

In order to receive public input on proposed Bylaw No. 1327-21, a Public Hearing, conducted by the Council of the Municipal District of Pincher Creek No. 9, was held on Tuesday, April 27, 2021, via virtual meeting.

1. Call Public Hearing to Order

Reeve Hammond called the Public Hearing to order, the time being 1:01 pm.

2. Advertising Requirement

This Public Hearing has been advertised in accordance with Section 606 of the Municipal Government Act. This Public Hearing was advertised in the Shootin the Breeze on April 14, 2021 and April 21, 2021, as well as the MD website and MD Social Media pages.

3. Purpose of Public Hearing

The purpose of this Public Hearing is to receive public input on proposed Bylaw No. 1327-21.

The purpose of Bylaw No. 1327-21 is to adopt the Municipal District of Pincher Creek and Village of Cowley Intermunicipal Development Plan.

4. Overview of Bylaw No. 1327-21

Planner with ORRSC Gavin Scott spoke to Bylaw No. 1327-21.

5. Correspondence and Presentations

a. Verbal

Reeve Hammond asked if any audience members wished to make a presentation at this time. No one indicated their desire to speak.

b. Written

Reeve Hammond asked if any written presentations were received at this time. There were no written presentations.

6. Closing Comments / Further Questions

7. Adjournment

Councillor Terry Yagos moved to adjourn the Public Hearing, the time being 1:04 pm.

**B. ADOPTION OF AGENDA**

Councillor Rick Lemire

21/192

Moved that the Council Agenda for April 27, 2021 be amended to include:

- Financial:

- AVAIL 2020 Financial Statements for the MD of Pincher Creek

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- Fire Response Bylaw (proposed Bylaw 1323-21)
- Planning:
  - Bylaw 1327-21 Intermunicipal Development Plan between the Village of Cowley and the MD of Pincher Creek
- Closed Session:
  - Beaver Mines Project Update – FOIP Section 17
  - 2020 Year End Discussion – Restricted vs Unrestricted – FOIP Section 19

And that the agenda be approved as amended.

Carried

B. DELEGATIONS

a) Bank Stabilization on Indian Farm Creek

Larry and Debbie Manley attended the meeting at this time to discuss with Council the state of the bank along Indian Farm Creek. The bank of the creek has been steadily eroding and must be stopped to protect the new structure on the Manley acreage. They are proposing to split costs with the MD on the rehabilitation of the bank, to date the Manley's have spent over \$17,000 in engineering and Alberta Government fees in order to get permission to commence with this project.

Mr. Manley reviewed the history of the drainage situation and how the erosion began when the MD straightened Township Road 6-4. Council will require further information from the files in order to comment and this presentation will be brought back to the next Council meeting for review.

Larry and Debbie Manley left the meeting at this time, the time being 1:53 pm.

C. MINUTES

1. Committee Meeting Minutes

Councillor Quentin Stevick 21/193

Moved that the Minutes of the Committee Meeting on April 13, 2021 be approved as presented.

Carried

2. Council Meeting Minutes

Councillor Bev Everts 21/194

Moved that the Minutes of the Council Meeting on April 13, 2021 be approved as presented.

Carried

D. BUSINESS ARISING FROM THE MINUTES

E. UNFINISHED BUSINESS

a) Garry Marchuk – Follow up to Delegation on April 13, 2021

A letter for follow up from Garry Marchuk's delegation on April 13, 2021 was received. As President for the Beaver Mines Community Association, Mr. Marchuk attended to discuss funding for a pathway system in the hamlet. His letter states that funding is available for this project but they would be more successful should the MD provide seed money to be put towards a pathway system.

Administration has previously been directed by Council to work with the Beaver Mines Community Association on applications for grants to see this project completed. Going forward Council will be made aware of any applications for grants that would fit this project.

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F. COMMITTEE REPORTS / DIVISIONAL CONCERNS

1. Councillor Quentin Stevick – Division 1
2. Councillor Rick Lemire – Division 2
3. Councillor Bev Everts– Division 3
  - a) FCSS
  - b) ASB
  - c) Volunteer Appreciation Virtual Event
4. Reeve Brian Hammond - Division 4
  - a) Joint Health and Safety
  - b) Volunteer Appreciation Virtual Event
  - c) Emergency Services
5. Councillor Terry Yagos – Division 5

Councillor Terry Yagos 21/195

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.

G. ADMINISTRATION REPORTS

1. Operations

a) Operations Call Log

Councillor Quentin Stevick 21/196

Moved that Council receive the Operations report, which includes the call log and the gravel program plan for 2021, for the period April 13, 2020 to April 27, 2020 is received as information.

Carried

b) Policy C-PW-009 Dust Control (Schedule A)

Councillor Quentin Stevick 21/197

Moved that Council approve policy C-PW-009 Dust Control Schedule A, as presented.

Carried

c) Fisher Bridge (Bridge File 2488) Located NW 26-07-02 W5M

As Administration is able to still work within the originally approved budget for Fisher Bridge, no changes are needed at this time.

2. Finance

a) AES Capital Clean-Up - Spray Truck

Councillor Terry Yagos 21/198

Moved that Council approve the \$15,000 capital purchase for hydraulics, pumps and installation on the AES stray truck, and for the purchase to be funded from equipment reserve.

Carried

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b) PW Capital Clean-Up – Generator and Excavator

Councillor Bev Everts 21/199

Moved that Council approve the \$60,000 capital purchase for the Standby Generator and an additional \$8,500 for the Excavator;

AND THAT Council approve the funding of these capital items through equipment reserve.

Carried

c) AVAIL 2020 Financial Statements for the MD of Pincher Creek

Councillor Bev Everts 21/200

Moved that Council accept the audited financial statements for 2020.

Carried

d) Fire Response Bylaw (proposed Bylaw 1323-21)

Councillor Terry Yagos 21/201

Moved that Council give Bylaw 1323-21, being the fire services bylaw, first reading.

Carried

3. Development and Community Services

a) Agricultural Environmental Services Monthly Report

Councillor Terry Yagos 21/202

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

Carried

b) Pincher Creek Regional Recreation Master Plan

Councillor Rick Lemire 21/203

Moved that Council accept as presented, the Pincher Creek Regional Recreation Master Plan, dated March 30, 2021.

Carried

c) Road Closure Bylaw 1322-20 Adjacent to NE 6-6-1 W5M

Deputy Reeve Rick Lemire declared a conflict of interest and left the meeting at this time, the time being 3:54 pm.

Councillor Bev Everts 21/204

Moved that Council give second reading to Road Closure Bylaw 1322-20.

Carried

Councillor Terry Yagos 21/205

Moved that Council give third reading to Road Closure Bylaw 1322-20.

Carried

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Deputy Reeve Rick Lemire returned to the meeting and the time being 3:56 pm.

c) Road Closure Bylaw 1329-21 – Mundell, Adjacent to NE 26-4-30 W4M

Councillor Terry Yagos 21/206

Moved that Council give First Reading to Bylaw 1329-21, being the Bylaw to close a portion of Statutory Road Allowance lying adjacent to NE 26-4-30 W4M;

AND FURTHER, that the required Public Hearing be scheduled for May 25, 2021, at 1:00 pm.

Carried

4. Municipal

a) Chief Administrative Officer Report

Councillor Bev Everts 21/207

Moved that Council receive for information, the Chief Administrative Officer's report for the period of April 14, 2021 to April 27, 2021.

Carried

H. CORRESPONDENCE

1. For Action

a) Canada Day Invitation

Councillor Rick Lemire 21/208

Moved that Council accept the invitation to the proposed Canada Day Event at Kootenai Brown Pioneer Village, pending restrictions are not in place during the event.

Carried

b) Eastern Slopes Coal Exploration & Public Consultation on the 1976 Coal Development Policy

Councillor Terry Yagos 21/209

Moved that Council receive the letter from High River on the Eastern Slopes Coal Exploration & Public Consultation on the 1976 Coal Development Policy, as information.

Carried

c) 2021 Community Challenge – Economic Developers of Alberta

Council directed administration that in partnership with Economic Developers of Alberta, the MD celebrate the 2021 Community Challenge by shining a light on International Economic Development Week during May 9 through 15, 2021.

2. For Information

Councillor Quentin Stevick 21/210

Moved that the following be received as information:

a) Fair Deal Panel

- Letter from Alberta Justice and Solicitor General

b) Montem Resources Alberta Operations Ltd.'s proposed Tent Mountain Project

- Letter from the MD of Ranchland

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- c) Letter to Minister Madu Support for RCMP  
- Letter from Morinville
- d) Letter to Minister Madu Support for RCMP  
- Letter from County of Paintearth

Carried

I. NEW BUSINESS

- a) RMA Meeting Member Update

The upcoming RMA member meeting was proposed for May, as an in person meeting. Due to COVID, Council suggested cancelling the meeting if it was not able to be a virtual session.

J. CLOSED SESSION

Councillor Rick Lemire 21/211

Moved that Council move in to closed session to discuss the following, the time being 4:30 pm:

- a) Road Closure and Purchase Request – FOIP Section 17
- b) Resident Application for Municipal Planning Commission – FOIP Section 17
- c) Beaver Mines Project Update – FOIP Section 17
- d) 2020 Year End Discussion – Restricted vs Unrestricted – FOIP Section 19

Carried

Councillor Terry Yagos 21/212

Moved that Council open the Council meeting to the public, the time being 5:15 pm.

Carried

- a) Road Closure and Purchase Request

Councillor Rick Lemire 21/213

Moved that Council deny the application to close and purchase a road as there is no benefit to the Municipality at this time;  
AND THAT Administration work with the landowner on an alternate solution.

Carried

- b) Resident Application for Municipal Planning Commission

Councillor Terry Yagos 21/214

Moved that pursuant to Bylaw 1285-18, Council appoint Jeff Hammond as a member of the Municipal Planning Commission for a two year term.

Carried

K. ADJOURNMENT

Councillor Terry Yagos 21/215

Moved that Council adjourn the meeting, the time being 5:18 pm.

Carried

  
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 REEVE

  
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 CHIEF ADMINISTRATIVE OFFICER