

MINUTES
MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9
COUNCIL MEETING
MARCH 22, 2016

8637

The Regular Meeting of Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, March 22, 2016, in the Council Chambers of the Municipal District Building, Pincher Creek, Alberta.

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

STAFF Chief Administrative Officer Wendy Kay, Director of Finance and Administration Mat Bonertz, Director of Operations Leo Reedyk, 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 Terry Yagos 16/129

Moved that the Council Agenda for March 22, 2016, be amended, the amendment as follows:

Addition to In Camera – Legal

And that the agenda be approved, as amended.

Carried

CAO Wendy Kay presented Council with a piece of artwork donated by Anne Cisar.

B. DELEGATIONS

C. MINUTES

(1) Council Meeting Minutes

Councillor Garry Marchuk 16/130

Moved that the Council Meeting Minutes of March 8, 2016, be approved as presented.

Carried

D. UNFINISHED BUSINESS

Nil

E. CHIEF ADMINISTRATOR OFFICER'S (CAO) REPORTS

(1) Operations

a) Corporate Health and Safety Policy – Annual Review

Councillor Quentin Stevick 16/131

Moved that the report from the Director of Operations, dated March 14, 2016, regarding the Corporate Health and Safety Policy – Annual Review, be received;

And that Council adopt the Corporate Health and Safety Policy as presented, for the upcoming year.

Carried

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b) Waste Removal Services – Review

Councillor Fred Schoening 16/132

Moved that the report from the Director of Operations, dated March 14, 2016, regarding the Waste Removal Services – Review, be received;

And that a 6 yard waste bin be placed, for a trial basis of three months, adjacent to the existing bins adjacent to Public Works, with signage advertising this bin is specifically for residents with mobility challenges.

Carried

Councillor Terry Yagos 16/133

Moved that a 6 yard waste bin be placed, for a trial basis of three months, in the Burmis / Hiawatha area;

And that residents in this area be notified of the bin placement, and the day of the week the bin will be emptied.

Carried

c) Policy 312 License of Occupation

Councillor Fred Schoening 16/134

Moved that the report from the Director of Operations, dated March 15, 2016, regarding Policy 312 License of Occupation, be received;

And this item be tabled to the In-Camera meeting.

Carried

d) Policy 300 Road Maintenance Policy

Councillor Terry Yagos 16/135

Moved that the report from the Director of Operations, dated March 16, 2016, regarding Policy 300 Road Maintenance Policy, be received;

And that Council adopt Policy 300 – Road Maintenance Policy, as presented.

Carried

e) Operations Report

Councillor Fred Schoening 16/136

Moved that the Operations Report for the period of March 3, 2016 to March 16, 2016, be received as information.

Carried

(2) Planning and Development

a) Proposed Amendment to Land Use Bylaw 1140-08

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 1:41 pm.

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Councillor Fred Schoening 16/137

Moved that the report from the Director of Development and Community Services, dated March 16, 2016, regarding the proposed amendment to Land Use Bylaw 1140-08, be received;

And that Council give first reading to Bylaw No 1267-16, being the Bylaw to repeal Bylaw 1220-11, and amend Land Use Bylaw 1140-08;

And that a Public Hearing be set for May 10, 2016 at 6:30 pm in the Council Chambers.

Carried

Councillor Garry Marchuk returned to the meeting, the time being 1:49 pm.

(3) Finance

a) Financial Policy 5.3.2.3. – Fees and Charges – Tax Arrears

Councillor Fred Schoening 16/138

Moved that the report from the Director of Finance and Administration, dated March 16, 2016, regarding Financial Policy 5.3.2.3. – Fees and Charges – Tax Arrears, be received;

And that Council adopt Financial Policy 5.3.2.3. – Fees and Charges – Tax Arrears, as presented.

Carried

b) Statement of Cash Position

Councillor Fred Schoening 16/139

Moved that the Statement of Cash Position, for the month ending February 2016, be received as information.

Carried

(4) Municipal

a) CAO Report

Councillor Quentin Stevick 16/140

Moved that Council receive for information, the Chief Administrative Officer's report for the period of March 4, 2016 to March 17, 2016.

Carried

F. CORRESPONDENCE

1. For Action

a) Rural Safety – Smart Choices for LIFE

Councillor Quentin Stevick 16/141

Moved that the letter from Group Group Youth Society, dated February 1, 2016, regarding Rural Safety – Smart Choices for LIFE, be received as information.

Carried

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b) Denim, Dinner and Dance

Councillor Fred Schoening 16/142

Moved that the letter from Livingstone Parents Association, dated March 3, 2016, regarding the support request for the Denim, Dinner and Dance event, be received as information.

Carried

c) The Junction Update

Councillor Terry Yagos 16/143

Moved that the email McMan Youth, Family and Community Services Association, dated March 10, 2016, regarding the Junction Updated, be received;

And that McMan Youth, Family and Community Services Association be authorized to use the MD Logo on their new building only.

Carried

d) Volunteer Week

Councillor Quentin Stevick 16/144

Moved that the letter from Parks and Community Services, dated March 14, 2016, regarding Volunteer Week, be received;

And that the Reeve and/or the Deputy Reeve be authorized to represent MD Council.

Carried

e) Request for Support for Funding Application

Councillor Fred Schoening 16/145

Moved that the email from Town of Taber, dated March 17, 2016, regarding the request for support for funding application, be received as information;

And that a letter be forwarded to the Town of Taber informing them that we have a local recycling facility, and at this time we could not commit to sending recyclables to their proposed facility.

Carried

2. For Information Only

a) 2016 Minister's Seniors Service Awards

Councillor Fred Schoening 16/146

Moved that the brochure from Alberta Seniors and Housing, regarding the 2016 Minister's Seniors Services Awards, be received;

And that the MD nominate the Pincher Creek Care Bears organization

Carried

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Councillor Quentin Stevick 16/147

Moved that the following be received as information:

- b) Note of Thanks
 - Card from Citizens on Patrol, received March 8, 2016
- c) Annual Show – Farm Museum
 - Letter from Heritage Acres Farm Museum, dated March 11, 2016

Carried

G. COMMITTEE REPORTS

Councillor Quentin Stevick – Division 1

- Gravel / Grading / Dust Control on private lands in the Spring newsletter
- Cardston County
 - Snow Plowing Mutual Aid – Township Road 4-0
- Cardston County
 - High Speed Internet Project
- Holding the Reins
 - Alternative Land Use Services (ALUS) – Kristine Campbell and Ken Lewis

Councillor Fred Schoening – Division 2

- Recycling Committee
 - Minutes of March 14, 2016
- Oldman River Regional Services Commission
 - Minutes of December 3, 2016
- FCSS
- Town Hall Meeting – April 7, 2016 – Physician Assisted Dying

Councillor Garry Marchuk – Division 3

- Alberta SouthWest Regional Alliance
 - Bulletin March 2016
- Pincher Creek Foundation

Reeve Brian Hammond - Division 4

- County of Lethbridge Open Houses – Funding for Infrastructure

Councillor Terry Yagos – Division 5

- Holding the Reins
- Mayors and Reeves – AAMDC Convention

Councillor Terry Yagos 16/148

Moved that the committee reports be received as information.

Carried

H. IN-CAMERA

Councillor Fred Schoening 16/149

Moved that Council and Staff move In-Camera, the time being 2:55 pm.

Carried

Councillor Garry Marchuk 16/150

Moved that Council and Staff move out of In-Camera, the time being 4:25 pm.

Carried

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I. GRAVEL PIT RECLAMATION – NW 13-5-28 W4M

Councillor Fred Schoening 16/151

Moved that the report from the Director of Operations, dated March 16, 2016, regarding Land – Gravel Pit Reclamation, be received;

And that Administration be requested to contact the property owner of the NW 13-5-28 W4M, to offer the following:

1. The MD will purchase a Norm Ward Power Grazer electric fence at a cost of approximately \$13,600 (plus GST), for the property owner's use around the reclaimed pit, subject to the following:
 - a. The property owner agrees to enter into a Rental Agreement for use of the fence, for a period of three (3) years. On completion of the third year, the fence will be removed and returned in satisfactory condition, to the MD.
 - b. The property owner will be responsible for maintenance and upkeep of the fence, while it is in his possession.
 - c. The property owner to provide proof of two (2) million dollars liability insurance.
 - d. If the property owner is in agreement to the above terms, the MD will purchase and have the fence installed, at the MD's cost.

And further that if the above is agreeable to the property owner of the NW 13-5-28 W4M, that the costs associated with this project be taken from Account No. 6-12-0-748-6740 (Allocated Reserve – Gravel Pit Stripping/Reclamation).

Councillor Quentin Stevick requested a recorded vote.

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

J. POLICY 312 – LICENCE OF OCCUPATION

Councillor Fred Schoening 16/152

Moved that the legal opinion and advice from our Insurance Company, both indicating that preferably proof of two (2) Million Dollar Liability Insurance for use of MD Road Allowances be provided to the MD annually, be received;

And that Policy 312 – Licence of Occupation be amended, the amendment as follows:

Appendix B – Section 7 – be amended to read:

“This licence shall continue in effect for a period of five years, provided that applicable fees are paid and the Lessee shall provide proof of insurance, with notice when insurance is no longer covered. Notwithstanding the above, either party may terminate the license upon six months' notice and provided that reasonable opportunity has first been afforded to the other party, to discuss any issues or problems leading to the proposed termination”.

Councillor Terry Yagos 16/153

Moved to postpone this item to the Council meeting scheduled for April 12, 2016

Motion Carried

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Councillor Garry Marchuk left the meeting, the time being 4:35 pm.

K. ADJOURNMENT

Councillor Terry Yagos 16/154

Moved that Council adjourn the meeting, the time being 4:37 pm.

Carried


REEVE


CHIEF ADMINISTRATIVE OFFICER