

**MINUTES**  
**MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9**  
**COUNCIL MEETING**  
**DECEMBER 12, 2017**

8899

The Regular Meeting of Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, December 12, 2017, in the Council Chambers of the Municipal District Building, Pincher Creek, Alberta.

**PRESENT** Reeve Quentin Stevick, Councillors Brian Hammond, Terry Yagos, Rick Lemire and Bev Everts

**STAFF** Chief Administrative Officer Wendy Kay, Director of Finance Janene Felker, Director of Operations Leo Reedyk, Director of Development and Community Services Roland Milligan, Agricultural Services Manager Shane Poulsen, and Executive Assistant Tara Cryderman

Reeve Quentin Stevick called the Council Meeting to order, the time being 1:00 pm.

**A. ADOPTION OF AGENDA**

Councillor Brian Hammond 17/578

Moved that the Council Agenda for December 12, 2017, be amended, the amendments are as follows:

Addition of C.4. – Special Council Meeting Minutes, dated December 5, 2017  
Additional Information to E.1.(d) – Beaver Mines Regional Water Supply, dated December 7, 2017  
Addition of E.1.(f) – Beaver Mines Water and Wastewater Service Funding Report, dated December 11, 2017;

And that the agenda for December 12, 2017, be approved as amended.

Carried

**B. DELEGATIONS**

1. Communication and Clubroot

Diana Reed appeared before Council to discuss communication with ratepayers and clubroot in Canola.

Ms Reed spoke to the communication between Council and the ratepayers of the MD of Pincher Creek No 9, indicating more detail of Council's decisions should be provided to those people who write letters, and "received as information" is not appropriate.

The Recreation Questionnaire was mentioned. Ms Reed commented on the wording of the questions.

The MD investments were mentioned.

Clubroot within Canola was mentioned. Ms Reed indicated further information is required regarding this issue.

2. Tax Arrears Charge

Deanna Haslam appeared before Council to dispute a charge that was placed on her Tax Account.

The \$325 is a fee placed on the account for tax notification purposes.

Ms. Haslam has requested that the \$325 fee be forgiven from her account.

Minutes  
 Regular Council Meeting  
 Municipal District of Pincher Creek  
 December 12, 2017

3. Friends of Castle River Petition

Megan Metheral appeared before Council regarding a petition from the Friends of Castle River.

Ms. Metheral updated Council on the Friends of Castle River Petition and spoke to the Mill Creek Lagoon Site project.

C. MINUTES

1. Council Meeting Minutes

Councillor Bev Everts 17/579

Moved that the following be approved as presented:

- Public Hearing Minutes of November 28, 2017 for Bylaw No. 1280-17, being a bylaw to close a portion of Lot 1, Block 1, Plan (to be determined upon closure);
- Public Hearing Minutes of November 28, 2017 for Bylaw No. 1282-17, being a bylaw to close a portion of Area "A", Plan (to be determined upon closure);
- Council Meeting Minutes of November 28, 2017;
- Special Council Meeting Minutes of December 5, 2017.

Carried

D. UNFINISHED BUSINESS

1. Livingstone Ski Academy Society – Update / Request for Sponsorship

Councillor Bev Everts 17/580

Moved that the presentation from Jason Clifton, and the letter, dated November 8, 2017, be received;

And that the MD be a Diamond Sponsor, in the amount of \$1,000, with the funding coming from Grants to Groups and Organizations (Account No. 2-74-0-770-2765).

Councillor Brian Hammond 17/581

Moved that the resolution be amended to include the following:

And further that the four (4) included tickets be returned to the organization.

Amendment Defeated

Main Motion Carried

2. Postponed Resolution – Call for Public Review of Kenow Fire

Councillor Rick Lemire 17/582

Moved that Resolution No. 17/428 be placed back on the table for discussion.

Carried

Councillor Quentin Stevick 17/583

Moved that the MD of Pincher Creek Council call for a public review of the Kenow Fire, regarding the events leading up to, and including when the local state of emergency was lifted.

Councillor Terry Yagos 17/584

Moved that Resolution No. 17/428 be postponed, pending the receipt of the report from CAO, as directed by the previous meeting.

Motion Defeated

Councillor Brian Hammond requested a recorded vote.

Councillor Terry Yagos - Opposed  
 Councillor Bev Everts - Opposed  
 Councillor Rick Lemire - Opposed  
 Councillor Brian Hammond – Opposed  
 Reeve Quentin Stevick – In Favour

Main Motion Defeated

3. Coalition of Residents, Ranchers and Ratepayers of the Twin Butte Area Delegation

Councillor Brian Hammond 17/585

Moved that the presentation from Kathy Flundra, from September 26, 2017, and the Request for Inquiry: MD of Pincher Creek Kenow Fire Management, dated September 26, 2017, be received;

And that a letter, including the wording from Resolution No. 17/575, be forwarded to the Coalition indicating that the MD is undertaking a process to identify the gaps as directed by Council, at their December 5, 2017 meeting;

And further that this letter be forwarded to all individuals whom have submitted correspondence to Council, regarding the Kenow Fire event.

Carried

E. CHIEF ADMINISTRATOR OFFICER'S (CAO) REPORTS

1. Operations

a) New Texas Gate Installation

Councillor Brian Hammond 17/586

Moved that the report from Director of Operations, dated December 6, 2017, regarding New Texas Gate Installations, be received;

And that Council authorize the installation of the New Texas Gates at Range Road 29-5A, once the landowner has received a Licence of Occupation for the Road Right Of Way.

Carried

b) Temporary Transfer of Water from the Town of Pincher Creek

Councillor Brian Hammond 17/587

Moved that the report from Director of Operations, dated December 5, 2017, regarding the temporary transfer of water from the Town of Pincher Creek, be received;

And that Council authorize the Reeve and Chief Administrative Officer to sign the Temporary Transfer Agreement with the Town of Pincher Creek.

Carried

c) Highway 3 Planning Study

Councillor Rick Lemire declared a potential conflict of interest as he is an employee of the Alberta Government, and left the meeting, the time being 2:35 pm.

Councillor Bev Everts 17/588

Moved that the report from Director of Operations, dated December 6, 2017, regarding the Highway 3 Planning Study, be received;

And that Council send a letter to the Minister of Transportation requesting an additional open house, when information is available for the portion of Highway 3 within the municipality, to brief Council and the residents of the Municipal District, as well as to provide an opportunity for input;

And further that this letter be copied to the Village of Cowley for their information.

Carried

d) Beaver Mines Water and Wastewater Project Briefing

Councillor Bev Everts 17/589

Moved that the briefing report for the Beaver Mines Water and Wastewater Project Briefing, dated December 6, 2017, be received as information.

Carried

e) Beaver Mines Water and Wastewater Service Funding Request

Councillor Terry Yagos 17/590

Moved that the report from the Director of Operations, dated December 11, 2017, regarding the Beaver Mines Water and Wastewater Service Funding Request, be received;

And that Council authorize the Reeve and Chief Administrative Officer to sign the Beaver Mines Servicing – Mechanical Contract with DMT Mechanical Ltd.

Carried

Councillor Bev Everts 17/591

Moved that Administration be directed to apply for a grant from the Alberta Community Resilience Program for additional funding for the Raw Water Intake Relocation project;

And that MPE Engineering Ltd be invited to attend the Council Committee Meeting, of January 9, 2017, to provide separate Water and Wastewater costing information, and to be available to answer further questions from Council.

Carried

Councillor Rick Lemire returned to the meeting, the time being 4:18 pm.

Minutes  
 Regular Council Meeting  
 Municipal District of Pincher Creek  
 December 12, 2017

Councillor Brian Hammond 17/592

Moved that Council Meeting be recessed, the time being 4:19 pm.

Carried

Councillor Terry Yagos 17/593

Moved that the Council Meeting reconvene, the time being 4:29 pm.

Carried

f) Operations Report

Councillor Rick Lemire 17/594

Moved that the Operations report from the Director of Operations, dated November 22, 2017 to December 7, 2017, as well as the Public Works Call Log, be received as information.

Carried

2. Planning and Development

Nil

3. Finance

a) Public Auction – Conditions and Reserve Bids

Councillor Terry Yagos 17/595

Moved that the report from Director of Finance, dated December 4, 2017, regarding the Public Auction – Conditions and Reserve Bids, be received;

And that Council set Wednesday, March 7, 2018 at 10:00 am as the public auction date;

And further that Council establish the following reserve bid for the property currently being offered for sale at the 2018 Public Auction. The bid amount is the opinion of the M.D.’s assessor.

Roll number	Legal Description	Reserve Bid
3489.010	Part of Plan RY 14 (8.10 acres)	\$ 12,000.00

Carried

b) Uncollectable Property Tax for Oil and Gas Properties

Councillor Bev Everts 17/596

Moved that the report from Director of Finance, dated December 5, 2017, regarding uncollectable property tax for Oil and Gas properties, be received;

And that tax roll associated with LGX Oil and Gas Inc (7140.000) be written off as bad debt to Assessment Adjustments (Account No. 2-12-0-920-2920).

Carried

c) Statement of Cash Position

Councillor Brian Hammond 17/597

Moved that the Statement of Cash Position, for the month ending November 2017, be received as information.

Carried

4. Municipal

a) Chief Administrative Officer's Report

Councillor Rick Lemire 17/598

Moved that Council receive for information, the Chief Administrative Officer's report for November 24, 2017 to December 7, 2017, as well as the Administration Call Log and the November 2017 Enhanced Policing Report.

Carried

F. CORRESPONDENCE

1. Action

a) Letter of Reference to TransAlta Corporation

Councillor Brian Hammond 17/599

Moved that the email from TransAlta Corporation, dated November 23, 2017, regarding a letter of reference, be received as information.

Carried

b) Camp Impesa Property Tax Penalty

Councillor Brian Hammond 17/600

Moved that the email from Camp Impesa, dated November 30, 2017, regarding the property tax penalty, be received;

And that the request for property tax penalty forgiveness be denied.

Carried

c) Letter to Council – Odour

Councillor Bev Everts 17/601

Moved that the email from Cornell Van Ryk, dated December 1, 2017, regarding odour, be received;

And that when the viability of the Mill Creek lagoon site is determined, Administration be directed to hire an independent, qualified engineering company to undertake an odour study, and any other required assessments.

Minutes  
 Regular Council Meeting  
 Municipal District of Pincher Creek  
 December 12, 2017

Councillor Brian Hammond request a recorded vote.

Councillor Rick Lemire – In Favour  
 Councillor Brian Hammond - Opposed  
 Councillor Terry Yagos – Opposed  
 Councillor Bev Everts – In Favour  
 Reeve Quentin Stevick – In Favour

Motion Carried

2. For Information

Councillor Terry Yagos 17/602

Moved that the following be received as information:

- a) Congratulations and Introduction to Seniors Housing in Alberta
  - Email from Alberta Seniors Communities & Housing Association, dated November 28, 2017
- b) Donation of Used Vehicle to Crestview Lodge
  - Letter from Pincher Creek Foundation, dated December 4, 2017

Carried

G. COMMITTEE REPORTS / DIVISIONAL CONCERNS

Reeve Quentin Stevick – Division 1  
 Holiday Train  
 Carnivores Meeting  
 Chinook Arch Library System  
 Alberta SouthWest

Councillor Rick Lemire – Division 2  
 Mayors and Reeves  
 Facilities Committee  
 - Minutes of November 7, 2017

Councillor Bev Everts– Division 3  
 Oldman River Regional Services Commission  
 Invitation from MP Rachael Harder (requested by Councillor Everts)  
 - Email from Mayors and Reeves, dated November 28, 2017

Councillor Brian Hammond 17/603

Moved that Reeve Quentin Stevick be authorized to attend the Rural Crime Round Table event with MP Rachael Harder, scheduled for Friday, January 5, 2017, in Lethbridge, AB.

Carried

Councillor Brian Hammond - Division 4  
 Pincher Creek Foundation - Construction

Councillor Terry Yagos – Division 5  
 Intermunicipal Development Plan Committee  
 Lundbreck Citizens Committee

Minutes  
 Regular Council Meeting  
 Municipal District of Pincher Creek  
 December 12, 2017

Councillor Terry Yagos 17/604

Moved that the committee reports be received as information.

Carried

Councillor Brian Hammond 17/605

Moved that Council recess the meeting, the time being 5:30 pm.

Carried

Councillor Terry Yagos 17/606

Moved that the Council Meeting reconvene, the time being 5:38 pm.

Carried

H. IN CAMERA

Councillor Terry Yagos 17/607

Moved that Council and Staff move In-Camera, the time being 5:39 pm, to discuss the following issues:

1. Legal – Service Agreement – FOIP Section 16
2. Labour – Committee Appointments – FOIP Section 17
3. Labour – CAO Evaluation and Contract – FOIP Section 19

Carried

Councillor Terry Yagos 17/608

Moved that Council and Staff move out of In-Camera, the time being 7:32 pm.

Carried

I. NEW BUSINESS

a. Legal – Humane Society Service Agreement

Councillor Bev Everts 17/609

Moved that the report from the Director of Finance, dated December 6, 2017, regarding Pincher Creek Humane Society Service Agreement, be received;

And that Council approve the Reeve and Chief Administrative Officer to sign the service agreement as presented.

Carried

b. Legal – Appointments to Boards and Committees

Councillor Brian Hammond 17/610

Moved that the following Members-At-Large be appointed to:

Chinook Arch Library Board

Sandra Baker, as Alternate

Minutes  
 Regular Council Meeting  
 Municipal District of Pincher Creek  
 December 12, 2017

Pincher Creek Library Board

Sandra Baker, as Member  
 Blanche Lemire, as Member  
 Michael Barkwith, as Member

Airport Committee

Gordon Berturelli

Carried

c. Labour – CAO Evaluation and Contract

Councillor Rick Lemire

17/611

Moved that Council wishes to receive legal advice on a communication discussed In-Camera, under the *Freedom of Information and Protection of Privacy Act*, Section 19.

Carried

J. ADJOURNMENT

Councillor Terry Yagos

17/612

Moved that Council adjourn the meeting, the time being 7:37 pm.

Carried



REEVE



CHIEF ADMINISTRATIVE OFFICER