

**MINUTES**  
**MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9**  
**REGULAR COUNCIL MEETING**  
**FEBRUARY 22, 2022**

9511

The Regular Meeting of Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, February 22, 2022, at 5:00 pm, via GoToMeeting.

**PRESENT** Reeve Rick Lemire, Deputy Reeve Tony Bruder, Councillors Dave Cox, Harold Hollingshead and John MacGarva.

**STAFF** CAO Troy MacCulloch, Director of Development and Community Services Roland Milligan, Director of Finance Meghan Dobie, Public Works Superintendent Eric Blanchard and Executive Assistant Jessica McClelland.

Reeve Rick Lemire called the meeting to order at 5:00 pm.

**A. ADOPTION OF AGENDA**

Councillor Dave Cox 22/057

Moved that the Council Agenda for February 22, 2022 be amended to include:

New Business:

- Alberta Tourism Event – March 9, 2022
- Rural Municipalities of Alberta (RMA) Spring Convention

Closed Session:

- Letter from Resident – FOIP Section 17

And that the agenda be approved as amended.

Carried

**B. PUBLIC HEARINGS**

a) Bylaw No. 1331-21 (Road Closure)

In order to receive public input on proposed Bylaw No. 1331-21, a Public Hearing, conducted by the Council of the Municipal District of Pincher Creek No. 9, was held on Tuesday, February 22, 2022.

1. Call Public Hearing to Order

Councillor Tony Bruder called the Public Hearing to Order, the time being 5:02 pm.

2. Advertising requirement

Reeve Rick Lemire stated that 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 and the Pincher Creek Echo on February 9, 2022 and February 16, 2022, as well as the MD website and MD Social Media pages.

3. Purpose of the hearing

The purpose of this Public Hearing is to receive public input on proposed Bylaw No. 1331-21.

The purpose of Bylaw No. 1331-21 is to close to public travel and creating title to and disposing of land described as:

EXTRA ROAD AREA 'A', PLAN ----  
CONTAINING 0.164 HECTARES (0.41 ACRES) MORE OR LESS  
EXCEPTING THEREOUT ALL MINES AND MINERALS

Director of Development and Community Services, Roland Milligan, gave an overview of Bylaw 1331-21.

Minutes  
 Council Meeting  
 Municipal District of Pincher Creek No. 9  
 February 22, 2022

4. Presentations:

VERBAL:

Reeve Rick Lemire asked if anyone in the audience wished to make a statement, none wanted to speak.

WRITTEN:

Reeve Rick Lemire asked if any written submission had been received, none had been received.

5. Closing Comments

Reeve Rick Lemire asked if Council has any further questions, there were no further questions.

6. Adjournment from Public Hearing

Councillor Harold Hollingshead closed the Public Hearing, the time being 5:13 pm.

b) Bylaw No. 1332-21 (Road Closure)

In order to receive public input on proposed Bylaw No. 1332-21, a Public Hearing, conducted by the Council of the Municipal District of Pincher Creek No. 9, was held on Tuesday, February 22, 2022.

1. Call Public Hearing to Order

Councillor Tony Bruder called the Public Hearing to Order, the time being 5:13 pm.

2. Advertising requirement

Reeve Rick Lemire stated that 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 and the Pincher Creek Echo on February 9, 2022 and February 16, 2022, as well as the MD website and MD Social Media pages.

3. Purpose of the hearing

The purpose of this Public Hearing is to receive public input on proposed Bylaw No. 1332-21.

The purpose of Bylaw No. 1332-21 is to close to a portion of undeveloped road plan for lease purposes, being:

ALL THOSE PORTIONS OF ROAD PLAN 3899BZ WITHIN THE E.1/2 SEC. 25-9-1 W5M  
 CONTAINING 2.48 HECTARES (6.13 ACRES) MORE OR LESS  
 EXCEPTING THEREOUT ALL MINES AND MINERALS

Director of Development and Community Services, Roland Milligan, gave an overview of Bylaw 1332-21.

4. Presentations:

VERBAL:

Reeve Rick Lemire asked if anyone in the audience wished to make a statement, none wanted to speak.

WRITTEN:

Minutes  
 Council Meeting  
 Municipal District of Pincher Creek No. 9  
 February 22, 2022

Reeve Rick Lemire asked if any written submission had been received, none had been received.

5. Closing Comments

Reeve Rick Lemire asked if Council has any further questions. Council discussed signage for the closed road once completed, surveying and access.

6. Adjournment from Public Hearing

Councillor Harold Hollingshead closed the Public Hearing, the time being 5:29 pm.

c) Bylaw No. 1333-22 (Road Closure)

In order to receive public input on proposed Bylaw No. 1333-22, a Public Hearing, conducted by the Council of the Municipal District of Pincher Creek No. 9, was held on Tuesday, February 22, 2022.

1. Call Public Hearing to Order

Councillor Tony Bruder declared a conflict of interest and recused himself from participating in the public hearing, the time being 5:28 pm.

Councillor Dave Cox called the Public Hearing to Order, the time being 5:29 pm.

2. Advertising requirement

Reeve Rick Lemire stated that 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 and the Pincher Creek Echo on February 9, 2022 and February 16, 2022, as well as the MD website and MD Social Media pages.

3. Purpose of the hearing

The purpose of this Public Hearing is to receive public input on proposed Bylaw No. 1333-22.

The purpose of Bylaw No. 1333-22 is to close to public travel and creating title to and disposing of land described as:

THOSE PORTIONS OF GOVERNMENT ROAD ALLOWANCE SOUTH OF S.E. 1/4 SEC.  
 15 TWP. 4 RGE. 29 W4M.  
 BETWEEN THE WEST LIMIT OF ROAD PLAN 4852 HU PRODUCED NE AND THE  
 EAST LIMIT OF ROAD PLAN 221  
 AND  
 BETWEEN THE WEST LIMIT OF ROAD PLAN 221  
 AND THE EAST LIMIT OF ROAD PLAN 881 1275  
 CONTAINING 0.652 HECTARES (1.61 ACRES) MORE OR LESS. EXCEPTING  
 THEREOUT ALL MINES AND MINERALS

Director of Development and Community Services, Roland Milligan, gave an overview of Bylaw 1333-22.

4. Presentations:

VERBAL:

Reeve Rick Lemire asked if anyone in the audience wished to make a statement, none wanted to speak.

WRITTEN:

Minutes  
 Council Meeting  
 Municipal District of Pincher Creek No. 9  
 February 22, 2022

Reeve Rick Lemire asked if any written submission had been received, none had been received.

5. Closing Comments

Reeve Rick Lemire asked if Council has any further questions. Council discussed signage for the closed road once completed, surveying and access.

6. Adjournment from Public Hearing

Councillor Harold Hollingshead closed the Public Hearing, the time being 5:32 pm.

Councillor Tony Bruder rejoined the meeting, the time being 5:33 pm.

C. DELEGATIONS

D. MINUTES

1. Council Meeting Minutes

Councillor Dave Cox 22/058

Moved that the Minutes of the Council Meeting of February 8, 2022 be approved as presented.

Carried

2. Committee Meeting Minutes

Councillor John MacGarva 22/059

Moved that the Committee Minutes of February 15, 2022 be amended changing the time of going into closed session from am to pm,

AND THAT the Minutes of the Committee Meeting of February 15, 2022 be approved as amended.

Carried

E. BUSINESS ARISING FROM THE MINUTES

a) Kootenai Brown Pioneer Village (KBPV) Request for Support

Councillor Harold Hollingshead 22/060

Moved that Council, in regards to Kootenai Brown Pioneer Village request for support for their upcoming Commemorate Canada Reopening Celebration on August 6, 2022:

- Write a letter in support of their application through Heritage Canada,
- Donate \$2500 through Grants to Groups and Organizations,
- AND offer in-kind assistance.

Carried

b) STARS

Councillor Tony Bruder 22/061

Moved that Council accept the STARS presentation presented at the February 15, 2022 Committee Meeting as information,

Minutes  
 Council Meeting  
 Municipal District of Pincher Creek No. 9  
 February 22, 2022

AND THAT the MD of Pincher Creek support STARS with an annual donation of \$6000 for the years 2022, 2023, 2024 and 2025.

Carried

F. UNFINISHED BUSINESS

G. COMMITTEE REPORTS / DIVISIONAL CONCERNS

1. Councillor Tony Bruder – Division 1
  - a) Residents compliments on road maintenance
  - b) AER webinar
  - c) ORRSC Meeting
2. Reeve Rick Lemire – Division 2
  - a) Alberta Southwest
  - b) Luncheon with ENEL
  - c) Airport Meeting
3. Councillor Dave Cox– Division 3
  - a) Beaver Mines Community Association
  - b) Pincher Creek Library retirement celebration
4. Councillor Harold Hollingshead - Division 4
  - a) Assessment Review Board Training (Land and Property Rights)
5. Councillor John MacGarva – Division 5
  - a) Crowsnest Pincher Creek Landfill Association
  - b) Waterton Biosphere Reserve

Councillor John MacGarva 22/062

Moved to accept the Committee Reports and information.

Carried

H. ADMINISTRATION REPORTS

1. Operations

a) Operations Report

Councillor Tony Bruder 22/063

Moved that Council receive the Operations report, which includes the call log, for the period February 9, 2022 to February 22, 2022 as information.

Carried

2. Finance

3. Development and Community Services

a) AES Report February/March 2022

Councillor Dave Cox 22/064

Moved that the AES Report for February and March 2022 be received as information.

Carried

Minutes  
 Council Meeting  
 Municipal District of Pincher Creek No. 9  
 February 22, 2022

b) Cardston County Request for Comment on Proposed Discretionary Use Development Permit Intermunicipal Development Plan Bylaw No. 1308-19

Councillor Tony Bruder 22/065

Moved that Council receive proposed Cardston County Development Permit No. 05.2022 as information,  
 AND THAT Council thanks Cardston County for the opportunity to comment and that the M.D. of Pincher Creek No. 9 has no concerns with the proposed development.

Carried

c) Road Closure Resolution Portion of Road Plan 64071 within SW 21-7-2 W5M

Councillor John MacGarva 22/066

Moved that Council pass the following Road Closure Resolution:

A Resolution of the Municipal District of Pincher Creek No. 9 for the purpose of closing to public travel and cancelling a public highway in accordance with Section 24 of the Municipal Government Act, Chapter M26, Revised Statutes of Alberta 2000, as amended.

WHEREAS, the lands hereafter described are no longer required for public travel,  
 NOW THEREFORE be it resolved that the Council of the Municipal District of Pincher Creek No. 9 does hereby close the following described road, subject to rights of access granted by other legislation.

SW 21-7-2-5  
 ALL THAT PORTION OF ROAD PLAN 64071  
 CONTAINING 0.061 HECTARES (0.15 ACRES) MORE OR LESS  
 EXCEPTING THEREOUT ALL MINES AND MINERALS  
 To be placed back in Certificate of Title No.: 041 400 608

Carried

4. Municipal

a) Chief Administrative Officer Report

Councillor Harold Hollingshead 22/067

Moved that Council receive for information, the Chief Administrative Officer's report for the period of February 9, 2022 to February 22, 2022.

Carried

b) Change in Meeting Times

Councillor Dave Cox 22/068

Moved that unless altered by resolution, starting in March 2022:

- Council Committee Meetings be held the second and fourth Tuesday of each month, starting at 3:00 pm
- Council Meetings be held the second and fourth Tuesday of each month, starting and 6:00 pm.

Carried

Minutes  
 Council Meeting  
 Municipal District of Pincher Creek No. 9  
 February 22, 2022

c) Foothills Forage and Grazing Association

Councillor Tony Bruder 22/069

Moved that the MD of Pincher Creek supports a \$5000 contribution to the Foothills Forage and Grazing Association with the stipulation that \$2000 is for their core funding with up to an additional \$3000 for individual events, for the 2022 year, with the amount taken from account 2-62-0-772-2765.

Carried

I. POLICY REVIEW

J. CORRESPONDENCE

1. For Action

a) Beaver Mines Lot 2, Block 81, Plan No. 2110505 Land Transfer (new Firehall)

Councillor Harold Hollingshead 22/070

Moved that Council authorize the transfer of land Lot 2, Block 81, Plan No. 2110505 in Beaver Mines to the Pincher Creek Emergency Services Commission for the new Firehall in the community.

Carried

2. For Information

Councillor Tony Bruder 22/071

Moved that the following be received as information:

a) Keep AlbertaRCMP Community Engagement Tour

Carried

K. NEW BUSINESS

a) Tourism Alberta Stakeholder Meeting

Councillor Tony Bruder 22/072

Moved that any interested Councillors be authorized to attend the upcoming Tourism Alberta Stakeholder meeting at the Heritage Inn on March 9, 2022.

Carried

b) Rural Municipalities of Alberta (RMA) Convention

Rural Municipalities of Alberta Convention is March 13 – 16, 2022. Council will let administration know if they plan on attending so arrangements can be made.

c) Beaver Mines Community Association Spring Clean Up

Councillor Dave Cox 22/073

Moved that Council support the Beaver Mines Community Association with the Annual Park Clean up on May 21, 2022 with the following:

Minutes  
 Council Meeting  
 Municipal District of Pincher Creek No. 9  
 February 22, 2022

- Donation amount of \$250.00, to be taken from Grants to Groups and Organisations (2-75-0-770-2765)
- Coordination between Public Works and Community Association to ensure dates of pickup
- Administration to communicate with Community Association to ensure debris collection is placed off of the highway right of way.

Carried

L. CLOSED SESSION

Councillor John MacGarva 22/074

Moved that Council move into closed session to discuss the following, the time being 7:36 pm:

- a) Request to Close and Purchase Road SW 13-7-3 W5M – FOIP Sec. 17
- b) Gravel Reclamation – FOIP Sec. 17
- c) 2021 Financial Summary – Budget vs Actuals and Reserves – FOIP Sec. 17
- d) Letter from Resident – FOIP Sec. 17

Carried

Councillor John MacGarva 22/075

Moved that Council open the meeting to the public, the time being 9:18 pm.

Carried

- a) Request to Close and Purchase Road SW 13-7-3 W5M

Councillor Tony Bruder 22/076

Moved that Council grant the applicant's request to close, purchase, and consolidate the portion of Nanton Street with the applicant's adjacent parcel, with the applicant being responsible for all associated costs.

Carried

- b) 2021 Financial Summary – Budget vs Actuals and Reserves

Councillor Dave Cox 22/077

Moved that Council restrict \$500,000 in the Water and Wastewater Infrastructure Reserve (6-12-0-758-6740) in the 2021 Fiscal Period.

Carried

M. ADJOURNMENT

Councillor Harold Hollingshead 22/078

Moved that Council adjourn the meeting, the time being 9:31 pm.

Carried

  
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 REEVE

  
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 CHIEF ADMINISTRATIVE OFFICER