

MINUTES
MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9
REGULAR COUNCIL MEETING
MAY 10, 2022

9546

The Regular Meeting of Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, May 10, 2022, at 6:00 pm, in the Council Chambers of the Municipal District Administration Building, Pincher Creek, Alberta.

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, Public Works Superintendent Eric Blanchard, David Desabrais Utilities & Infrastructure Specialist and Executive Assistant Jessica McClelland.

Reeve Rick Lemire called the meeting to order at 6:00 pm.

A. ADOPTION OF AGENDA

Councillor Dave Cox 22/186

Moved that the Council Agenda for May 10, 2022 be amended to include:

Operations:

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

For Action:

- Alberta Southwest 2022 AGM

Closed Session:

- State of Land by Landfill – FOIP Sec. 17

And that the agenda be approved as amended.

Carried

B. PUBLIC HEARING

a) Bylaw 1335-22 (Land Use Bylaw Amendment – Garden Suites)

In order to receive public input on proposed Bylaw No. 1335-22, a Public Hearing, conducted by the Council of the Municipal District of Pincher Creek No. 9, was held on Tuesday, May 10, 2022.

1. Call Public Hearing to Order

Councillor Tony Bruder recessed the Council meeting and called the Public Hearing to order, the time being 6:02 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 Pincher Creek Echo on April 26, 2022 and May 3, 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. 1335-22.

Director of Development and Community Services Roland Milligan gave an overview of Bylaw 1335-22.

The purpose of Bylaw No. 1335-22 being the bylaw to amend Bylaw 1289-18 (being the Land Use Bylaw) to add 'Garden suite' as a discretionary use to the Hamlet Transitional / Agricultural - HTA and Wind Farm Industrial - WFI

4. Presentations:

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VERBAL:

Reeve Rick Lemire asked if anyone wanted to present a verbal submission, no one requested to speak.

WRITTEN:

Reeve Rick Lemire asked if any written submissions were received, none were received.

5. Closing Comments

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

6. Adjournment from Public Hearing

Councillor Tony Bruder adjourned the Public Hearing, the time being 6:07 pm.

C. MINUTES

1. Committee Meeting Minutes – April 26, 2022

Councillor Tony Bruder 22/187

Moved that the Council Meeting Minutes of April 26, 2022 be approved as presented.

Carried

2. Council Meeting Minutes – April 26, 2022

Councillor Dave Cox 22/188

Moved that the Council Meeting Minutes of April 26, 2022 be approved as presented.

Carried

3. Special Council Meeting Minutes – April 29, 2022

Councillor Harold Hollingshead 22/189

Moved that the Council Meeting Minutes of April 29, 2022 be approved as presented.

Carried

D. BUSINESS ARISING FROM THE MINUTES

a) Rural Renewal Stream – Community Designation

Councillor John MacGarva 22/190

Moved that Council direct a letter of support for the MD to participate in the Rural Renewal Stream – Community Designation.

Carried

E. UNFINISHED BUSINESS

F. COMMITTEE REPORTS / DIVISIONAL CONCERNS

- 1. Councillor Tony Bruder – Division 1
 - a) Health and Safety Training/Staff BBQ
 - b) Volunteer Appreciation Lunch
 - c) Pincher Creek Trade Show – MD Booth
 - d) National Day of Mourning

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2. Reeve Rick Lemire – Division 2
 - a) Alberta Southwest
 - b) Health and Safety Training/Staff BBQ
 - c) Volunteer Appreciation Lunch
 - d) Pincher Creek Trade Show – MD Booth
 - e) Mayors and Reeves
3. Councillor Dave Cox– Division 3
 - a) Health and Safety Training/Staff BBQ
 - b) Volunteer Appreciation Lunch
 - c) Pincher Creek Trade Show – MD Booth
 - d) Beaver Mines Community Association
 - e) Pincher Creek Foundation
 - f) Pincher Creek Library
 - g) Ambulance Contract Meeting
 - h) Calls from Residents re: Landfill Garbage
4. Councillor Harold Hollingshead - Division 4
 - a) Pincher Creek Foundation
 - b) Calls from Residents Re: Landfill Garbage
5. Councillor John MacGarva – Division 5
 - a) Health and Safety Training/Staff BBQ
 - b) Pincher Creek Trade Show – MD Booth
 - c) Crowsnest/Pincher Creek Landfill Association
 - d) Calls from Residents re: Landfill Garbage
 - e) Lundbreck Community Association

Councillor John MacGarva 22/191

Moved to accept the Committee Reports and information.

Carried

G. ADMINISTRATION REPORTS

1. Operations

a) Operations Report

Councillor Harold Hollingshead 22/192

Moved that Council receive the Operations report, which includes the call log, for the period April 27, 2022 to May 10, 2022 as information;

Carried

b) Beaver Mines Pathway

Councillor Tony Bruder 22/193

Moved that the report on the Beaver Mines Pathway be tabled to the meeting of May 24, 2022, pending further information.

Carried

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

Councillor Dave Cox 22/194

Moved that Council approve Policy C-PW-009 Dust Control Schedule A as presented;

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AND THAT Council approve \$30,000 for the additional 5.0 km of Public Works Discretionary dust control added for Maycroft in Schedule A, with said funds coming from the tax rate stabilization reserve.

Carried

2. Finance

3. Development and Community Services

a) Bylaw 1335-22 Land Use Bylaw (Garden Suite)

Councillor Dave Cox 22/195

Moved that Council give second reading to Bylaw 1335-22, adding 'Garden Suite' as a discretionary use to the Hamlet Transitional /Agricultural - HTA and Wind Farm Industrial - WFI districts.

Carried

Councillor Tony Bruder 22/196

Moved that Council give third reading to Bylaw 1335-22.

Carried

b) AES Report

Councillor Harold Hollingshead 22/197

Moved that the AES Report for May 2022, be received as information.

Carried

4. Municipal

a) Chief Administrative Officer Report

Councillor John MacGarva 22/198

Moved that Council receive for information, the Chief Administrative Officer's report for the period of April 27, 2022 to May 10, 2022.

Carried

b) Appointment of Members to Pincher Creek and District Public Library Board

Councillor Harold Hollingshead 22/199

Moved that Council amend resolution 22/149 to appoint to the Pincher Creek and District Public Library Board the following members, and recognize the expiration date of their appointments:

- Sandra Baker December 31, 2022
- Blanche Lemire October 31, 2023
- Mike Barkwith October 31, 2023

Carried

H. POLICY REVIEW

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I. CORRESPONDENCE

1. For Action

a) Pincher Creek Early Learning Center – Letter of Support

Councillor Dave Cox 22/200

Moved that Council provide a letter of support for the Pincher Creek Early Learning Center in their efforts to secure a CFEP grant.

Carried

b) Seniors Week – June 6 to 12, 2022

Councillor John MacGarva 22/201

Moved that in honour of the past, present and future contributions of the seniors of this community and throughout Alberta, the MD of Pincher Creek declares June 6 through 12, 2022 to be Seniors’ Week.

Carried

c) Alberta Southwest AGM – June 1, 2022

Councillor Tony Bruder 22/202

Moved that any Councillor wanting to attend the Alberta Southwest AGM dinner on June 1, 2022 be authorized to do so,

AND THAT Councillors notify administration prior to the May 20, 2022 deadline if they wish to attend.

Carried

2. For Information

Councillor John MacGarva 22/203

Moved that the following be received as information:

- a) Economic Development Ethics Training Workshop
- b) Keep Alberta RCMP Community Engagement Final Report
- c) Increased Utility Fees
- d) Backgrounder: Rural Municipalities of Alberta Opposition to Alberta Provincial Police Service Transition
- e) EMS Update May 2022

Carried

J. NEW BUSINESS

K. CLOSED SESSION

Councillor John MacGarva 22/204

Moved that Council move into closed session to discuss the following, the time being 7:56 pm:

- a) Mediation – FOIP 17
- b) Code of Conduct Complaint – FOIP Sec. 17
- c) State of Land by Landfill – FOIP Sec. 17

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d) Human Resources – Personnel – FOIP Sec. 17

Carried

Councillor Dave Cox 22/205

Moved that Council open the meeting to the public, the time being 9:25 pm.

Carried

a) Mediation

Councillor Tony Bruder 22/206

Moved that Council direct administration to allow the request of the Seven Gates Group to be active participants in the mediation but restrict the topics to those contained within the original statements of concern.

Carried

b) Code of Conduct

Councillor Dave Cox 22/207

Moved that Council accept and receive the report on the Code of Conduct complaint as presented.

Carried

Councillor Harold Hollingshead 22/208

Moved that after investigation, review of information and consultation with legal, the Council for the MD of Pincher Creek now deems this Code of Conduct investigation closed.

Carried

c) State of Land by Landfill

Councillor John MacGarva 22/209

Moved that Council direct a letter to the landfill administration stating that due to mounting pressure and concerns of our citizens, the MD requests immediate resolution to the garbage issue with abutting landowners to the site;

AND THAT if this is not completed within the next two weeks, the MD will be hiring a contractor to complete the work and subsequently forwarding the invoice to the Crowsnest/Pincher Creek Landfill Association for payment.

Council further requests that the landfill administration make some form of social media announcement regarding the issue and how they are planning to deal with it.

Carried

d) Human Resources - Personnel

A discussion on the Human Resources – Personnel item took place, Council accepted the report as information and no further action will be taken at this time.

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L. ADJOURNMENT

Councillor John MacGarva

22/210

Moved that Council adjourn the meeting, the time being 9:28 pm.

Carried



REEVE



INTERIM

CHIEF ADMINISTRATIVE OFFICER