

MINUTES
MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9
REGULAR COUNCIL MEETING
AUGUST 27, 2024

9868

The Regular Meeting of Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, August 27, 2024 at 6:00 pm, in the Council Chambers of the Municipal District Administration Building, Pincher Creek, Alberta.

PRESENT Reeve Dave Cox, Deputy Reeve John MacGarva, Councillors Tony Bruder, Rick Lemire, and Jim Welsch.

STAFF CAO Roland Milligan, Utilities & Infrastructure Manager David Desabrais, Financial Manager Brendan Schlossberger, Public Works Manager Alan McRae, Development Officer Laura McKinnon, and Executive Assistant Jessica McClelland.

Reeve Dave Cox called the meeting to order at 6:00 pm.

A. ADOPTION OF AGENDA

Councillor John MacGarva 24/346

Moved that the agenda for August 27, 2024 be amended to include:

- Additional information for Eb
- Revised report for G2a

AND THAT the agenda be approved as amended.

Carried

B. DELEGATIONS

C. MINUTES

1) Council Committee Meeting Minutes – July 9, 2024

Councillor Tony Bruder 24/347

Moved that the minutes of the Council Committee Meeting of July 9, 2024 be approved as presented.

Carried

2) Council Meeting Minutes – July 9, 2024

Councillor Rick Lemire 24/348

Moved that the minutes of the Council Meeting of July 9, 2024 be approved as presented.

Carried

3) Special Council Meeting Minutes – August 1, 2024

Councillor Jim Welsch 24/349

Moved that the minutes of the Special Council Meeting of August 1, 2024 be approved as presented.

Carried

D. UNFINISHED BUSINESS

E. BUSINESS ARISING FROM THE MINUTES

Minutes
 Council Meeting
 Municipal District of Pincher Creek No. 9
 August 27, 2024

a) Beaver Mines Pathway/Access – Follow up from Delegation July 9, 2024

Councillor Tony Bruder 24/350

Moved that the presentation from Mary May on July 9, 2024 be received as information,

AND THAT administration bring back proposals on how to move forward with regards to possible solutions on access for Beaver Mines to the park.

Carried

b) Highway No. 3 Lundbreck Hill Engine Brake Sign

Councillor Rick Lemire declared a conflict of interest and recused himself from the following discussion, then left the Council room, the time being 6:11 pm.

Councillor John MacGarva 24/351

Moved that Council table the discussion on the use of engine retarder brake sign on the Highway 3 hill, near Lundbreck, pending official information from Alberta Transportation.

Carried

Councillor Rick Lemire returned to the meeting, the time being 6:15 pm.

F. COMMITTEE REPORTS / DIVISIONAL CONCERNS

1. Councillor Tony Bruder – Division 1
 - ORRSC 2023 Annual Report
 - Waterton Biosphere Newsletter
 - Crowsnest Pincher Creek Landfill Association
 - Police Commission
 - COR Safety Audit
 - Safety BBQ
 - IMDP Meeting
2. Councillor Rick Lemire – Division 2
 - Alberta SouthWest
 - IMDP
3. Reeve Dave Cox – Division 3
 - Pincher Creek Foundation
 - Heritage Acres pancake breakfast
 - Chinook Arch Regional Library
 - Castle Mountain Community Association
 - COR Safety Audit
 - Pincher Creek Rodeo Parade
 - Safety BBQ
 - Pincher Creek Commission
4. Councillor Jim Welsch - Division 4
 - Heritage Acres pancake breakfast
 - Pincher Creek Rodeo Parade
5. Councillor John MacGarva – Division 5
 - Heritage Acres pancake breakfast
 - Lundbreck pathway paved
 - Patton Park discussion
 - Safety BBQ
 - Housing Committee

Councillor Jim Welsch 24/352

Moved to accept the Committee Reports as information.

Carried

Minutes
 Council Meeting
 Municipal District of Pincher Creek No. 9
 August 27, 2024

G. ADMINISTRATION REPORTS

1. Operations

a) Public Works Operations Report

Councillor Tony Bruder 24/353

Moved that Council receive the Public Works Operations Report, including Schedule A – Operations Report, and Schedule B – Shop/Fleet Report, for the period June 29, 2024 to August 16, 2024 as information.

Carried

Public Works Manager has spoken to the resident about his concerns on the maintenance of TWP road 5-0 west of RR. 30-3, and being that it is an unimproved road, the concerns will be addressed when time and resources permits.

b) Utilities & Infrastructure Report

Councillor Rick Lemire 24/354

Moved that Council receive the Utilities & Infrastructure Report for the period July 4, 2024 to August 20, 2024 as information.

Carried

2. Finance

a) Public Auction - Conditions and Reserve Bids

Councillor Tony Bruder 24/355

Moved that Council approve the Terms and Conditions for the 2024 Public Auction as presented;

AND THAT Council set Thursday, November 18, 2024 at 2:00 PM as the public auction date;

AND FURTHER THAT Council establish the following reserve bids for the properties currently being offered for sale at the 2024 Public Auction:

Roll Number-0409.000
 Legal Description - Lot 22, Block 17, Plan 7610822
 Reserve Bid - \$80,000

Roll Number - 0442.030
 Legal Description - Lot 4, Block 1, Plan 812434
 Reserve Bid - \$650,000

Roll Number-4515.030
 Legal Description - NW 21-7-2-W5 Lot 4, Block 1, Plan 9610744
 Reserve Bid - \$625,000

Carried

3. Development and Community Services

Minutes
 Council Meeting
 Municipal District of Pincher Creek No. 9
 August 27, 2024

a) Proclamation Alberta Development Officers Week

Councillor Jim Welsch

24/356

WHEREAS, A Development Officer is a current planning and development specialist with knowledge in current legislation, policy and bylaws, systems and technical requirements for physical development within communities in the Province of Alberta.

A Development Officer enforces and administers land use regulations and policies on behalf of a municipality and is designated to the position of Development Authority by the municipality as defined by the Municipal Government Act, RSA 2000, Chapter M-26.

WHEREAS the Alberta Development Officers Association, representing professional Development Officers in Alberta, endorses Alberta Development Officers Week to recognize sound development and planning practices and the contribution made by Development Officers to the quality of development within our communities and environment; and,

WHEREAS Alberta Development Officers Week helps us to publicly recognize the work of our municipal colleagues in planning and development for the improvement of the Municipal District of Pincher Creek No. 9 and,

WHEREAS we recognize Development Officers and their commitment to public service; and,

NOW, THEREFORE, I, Reeve Dave Cox, do hereby proclaim the week of September 22nd to September 28th, 2024, to be designated as Alberta Development Officers Week in the Municipal District of Pincher Creek No.9.

Proclaimed this 27 day of August 2024.

Carried

b) Pincher Creek RCMP - Quarterly Report

Councillor Tony Bruder

24/357

Moved that Council receive the Pincher Creek RCMP - Quarterly Report, as information.

Carried

c) Road Closure Resolution Road Plan 2906Q within NW 35-5-1 W5

Councillor Rick Lemire

24/358

Moved that 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.

NW 35-5-1-5

ROAD PLAN 2906Q

CONTAINING 0.753 HECTARES (1.86 ACRES) MORE OR LESS

EXCEPTING THEREOUT ALL MINES AND MINERALS

Minutes
 Council Meeting
 Municipal District of Pincher Creek No. 9
 August 27, 2024

To be placed back in Certificate of Title No: 171 271 548 +8

Carried

4. Municipal

a) CAO Report

Councillor John MacGarva

24/359

Moved that Council receive for information, the Chief Administrative Officer's report for the period July 5, 2024 to August 23, 2024.

Carried

H. CORRESPONDENCE

1. For Action

a) Cowley Dino Days – September 7, 2024 - Request for parade/sponsorship

Councillor John MacGarva

24/360

Moved that the MD of Pincher Creek donate \$500 towards the Cowley Dino Days Event, with the amount to be taken from Grants to Groups.

Carried

b) RMA Fall 2024 Convention - Meeting Request Template for Minister McIver

Councillor Rick Lemire

24/361

Moved to receive the RMA Fall 2024 Convention - Meeting Request Template for Minister McIver, as information.

Carried

c) Heritage Acres Farm Museum Community Event - Pancake Breakfast - September 14, 2024

Councillor Rick Lemire

24/362

Moved that any interested Councillor be authorized to attend the Heritage Acres Community Event Pancake Breakfast on September 14, 2024.

Carried

2. For Information

Councillor Rick Lemire

24/363

Moved that the following be received as information:

- a) Transalta Notification
 - Riplinger Wind Project Cancellation
- b) Thank you from CMCA
- c) SASCI Annual Report
 - Report for 2023-2024
- d) Canada Community-Building Fund (CCBF)
 - Letter from Alberta Municipal Affairs
- e) MOU in Action
 - Photo of MOU Signing Day
- f) Minister of Environment and Protected Area
 - Response to our Letter (DFPP Application)

Minutes
 Council Meeting
 Municipal District of Pincher Creek No. 9
 August 27, 2024

- g) New Horizons for Seniors Grant Call for Proposals 2024-2025
 - Information from MP John Barlow
- h) Minister of Public Safety and Emergency Services
 - Response to our Letter (DFPP Application)
- i) Renewable Energy Projects – Municipal Tax Revenues

Carried

I. NEW BUSINESS

J. CLOSED SESSION

Councillor Rick Lemire 24/364

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

- a) Request to Waive Tax Penalty - Tax Roll 0033.000 – FOIP Sec. 24.1
- b) Beaver Mines Wastewater Treatment Facility Cost Update & Construction Completion Notification – FOIP Sec. 24.1
- c) Capital Adjustment - Meyers Corner – FOIP Sec. 24.1
- d) Road Closure and Purchase Request Adjacent to SW 18-6-1 W5 – FOIP Sec. 24.1
- e) Road Closure and Purchase Request Adjacent to Lot 1, Block 4 Plan 9710823 – FOIP Sec. 24.1
- f) Subdivision & Road Closure and Purchase Request Road Plan 64071 – FOIP Sec. 24.1

Carried

Councillor Tony Bruder 24/365

Moved that Council move out of closed session, the time being 8:49 pm.

Carried

- a) Request to Waive Tax Penalty - Tax Roll 0033.000

Councillor John MacGarva 24/366

Moved that Council waive the 2% tax penalty of \$66.17, applied July 2, 2024, on tax roll 0033.000.

Carried

- b) Beaver Mines Wastewater Treatment Facility Cost Update & Construction Completion Notification

Councillor Tony Bruder 24/367

Moved that Council approve an additional \$120,000 in 2024 and a revised project total of \$5.12 M, for the Beaver Mines Wastewater Treatment Facility,

AND THAT Council deduct \$120,000 for a revised project total of \$3.18 M from the Beaver Mines Lift Station & Forcemain Project,

AND FURTHER THAT Council direct Administration to give notice regarding construction completion of the Beaver Mines Wastewater Treatment System and the Lift Station when Construction Completion Certificates are issued per the legal recommendation.

Carried

Minutes
 Council Meeting
 Municipal District of Pincher Creek No. 9
 August 27, 2024

c) Capital Adjustment - Meyers Corner

Councillor Rick Lemire 24/368

Moved that Council revise the 2024 project budget for the Meyers Corner Culvert Repair work from \$130,000 to \$185,000, with additional funds coming from the Road Reserve.

Carried

d) Road Closure and Purchase Request Adjacent to SW 18-6-1 W5

Councillor Tony Bruder 24/369

Moved that Council table the applicant's request to close and purchase portions of undeveloped Statutory Road Allowance between SW 18-6-1 W5 and NW 7-6-1 W5, pending further information on consolidation plans.

Carried

e) Road Closure and Purchase Request Adjacent to Lot 1, Block 4 Plan 9710823

Councillor Jim Welsch 24/370

Moved that Council table the applicants request to close and purchase portions of municipal roadway between Lot 1, Block 4, Plan 9710828 and Lot 2, Block 3, Plan 9710828, pending discussions with CP Rail.

Carried

f) Subdivision & Road Closure and Purchase Request Road Plan 64071

Councillor John MacGarva 24/371

Moved that Council direct Administration to apply for a subdivision of Road Plan 64071;

AND That Council approves the applicant's request to purchase portions of Road Plan 64071, respectively, with the applicants being responsible for all costs associated with the subdivision, purchase of portions of road plan, and consolidation of the parcel.

Carried

K. ADJOURNMENT

Councillor John Macgarva 24/372

Moved that Council adjourn the meeting, the time being 8:52 pm.

Carried



 REEVE


 CHIEF ADMINISTRATIVE OFFICER