

MINUTES
MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9
REGULAR COUNCIL MEETING
JUNE 10, 2014

8377

The Regular Meeting of the Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, June 10, 2014 in the Council Chambers of the Municipal District Building, Pincher Creek, Alberta.

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

ABSENT Councillor Grant McNab

STAFF Chief Administrative Officer Wendy Kay, Director of Operations Leo Reedyk, Director of Development and Community Services Roland Milligan, Director of Finance and Administration Mat Bonertz, 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 14/236

Moved that the Council Agenda for June 10, 2014 be amended, the amendments are as follows:

Move E3 – Finance and Administration to follow Delegations

Addition to Finance and Administration E3c – Transfer of Outstanding Accounts Receivable Balances

Addition to In-Camera - Personnel

And that the Agenda be approved as amended.

Carried

B. DELEGATIONS

(1) Unsightly Premises – Hamlet of Lundbreck

Lee Farough from the Hamlet of Lundbreck appeared as a delegation to speak to the submitted petition regarding an unsightly premises within the Hamlet of Lundbreck.

Mr. Farough spoke about the unsafe materials on the parcel.

Mr. Farough has spoken with the landowner.

Communication with the landowner was discussed.

The Unsightly Premises Bylaw was discussed.

(2) Wood Gundy Portfolio Review

Todd Poland with Wood Gundy appeared as a delegation to speak to the Portfolio Review from Wood Gundy.

(3) BMO Nesbitt Burns Portfolio Review

Patrick Forest with BMO Nesbitt Burns appeared as a delegation to speak to the Portfolio Review from BMO Nesbitt Burns.

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C. CHIEF ADMINISTRATIVE OFFICER'S REPORT

1) **Finance and Administration**

a) 2014 Sale of Tax Arrears Property

Councillor Garry Marchuk 14/237

Moved that the report from the Director of Finances, dated June 3, 2014, regarding 2014 Sale of Tax Arrears Property, be received;

And that Council set Wednesday, September 17, 2014 at 10:00 am, at the Administration Building, as the sale date for tax forfeiture property;

And that Portion of SE 8-4-29 W4M, containing 2.2 acres, be offered for sale at public auction with a minimum sale price of \$300,000.00 (roll number 1368.000);

And that NE 15-5-1 W5M; Lot 1, Block 1, Plan 0212368, containing 16.53 acres, be offered for sale at public auction with a minimum sale price of \$800,000.00 (roll number 3074.010, agreement not honoured);

And that NW 36-7-1 W5M; Lot 7, Block 2, Plan 9813289 (Walking Plow Estates vacant lot) containing 3.06 acres, be offered for sale at public auction with a minimum sale price of \$105,000.00 (roll number 3614.140);

And that SE 26-7-2 W5M; Lot 2, Block 17, Plan 7810643 (Hamlet of Lundbreck), containing 6,600 square feet, be offered for sale at public auction with a minimum sale price of \$90,000.00 (roll number 0415.000);

And that S ½ 34-7-2 W5M; Lot 4, Block 1, Plan 0812434, containing 12.18 acres, be offered for sale at public auction with a minimum sale price of \$330,000.00 (roll number 0442.030 agreement not honoured);

And further that SE 16-8-2 W5M, containing 160 acres, be offered for sale at public auction with a minimum sale price of \$650,000.00 (roll number 4693.000).

Carried

b) Statement of Cash Position

Councillor Terry Yagos 14/238

Moved that the Statement of Cash Position for the month ending May 2014, be received as information.

Carried

c) Transfer of Outstanding Accounts Receivable Balances

Councillor Fred Schoening 14/239

Moved that the report from the Director of Finance, dated June 5, 2014, regarding the Transfer of Outstanding Accounts Receivable Balances, be received;

And that Council direct Administration to transfer the following invoices and associated interest to the respective property tax accounts:

1. Invoice IVC00549 - \$94.45 to Roll Number 1368.000
2. Invoice SALES000010 - \$132.96 to Roll Number 1442.030

Carried

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D. MINUTES

(1) Council Meeting Minutes

Councillor Fred Schoening 14/240

Moved that the Council Meeting Minutes of May 27, 2014, be approved as presented.

Carried

(2) Bylaw No. 1251-14 – Land Use Bylaw Amendment – Redesignation of Lands – Ptn. SW 10-7-29 W4M – Public Hearing Minutes

Councillor Terry Yagos 14/241

Moved that the Minutes of May 27, 2014, for the Public Hearing of Bylaw No. 1251-14, being the Land Use Bylaw Amendment - _Redesignation of Lands – Ptn. SW 10-7-29 W4M, be approved as presented.

Carried

E. UNFINISHED BUSINESS

(1) Bylaw No. 1251-14 – Land Use Bylaw Amendment – Redesignation of Lands – Ptn. SW 10-7-29 W4M

Councillor Garry Marchuk 14/242

Moved that Bylaw No. 1251-14, being the Land Use Bylaw Amendment - _Redesignation of Lands – Ptn. SW 10-7-29 W4M, be given second reading.

Carried

Councillor Fred Schoening 14/243

Moved that Bylaw No. 1251-14, being the Land Use Bylaw Amendment - Redesignation of Lands – Ptn. SW 10-7-29 W4M, be given third and final reading.

Carried

(2) Chinook Area Land Users Association (CALUA)

Councillor Terry Yagos 14/244

Moved that the letter and presentation from CALUA, dated May 11, 2014, be received as information.

Carried

(3) Livingstone Range Recreation Park Society (LRRPS) – Willow Valley 100 Year Celebration

Councillor Garry Marchuk 14/245

Moved that the letter from LRRPS, dated May 14, 2014, be received;

And that \$1,487.50 be donated to LRRPS for their breakfast, with the money coming from Account No. 2-74-0-770-2765 (Grants to Groups and Organizations).

Carried

Councillor Fred Schoening 14/246

Moved that Council authorize the installation of the proposed bench.

Carried

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(4) Road Closure Bylaw No. 1243-13 – Government Road Allowance Between NE 24-7-2 W5M and NW 19-7-1 W5M

Councillor Terry Yagos 14/247

Moved that Bylaw No. 1243-13, being the Road Closure Bylaw – Government Road Allowance between NE 24-7-2 W5M and NW 19-7-1 W5M, be given second reading.

Carried

Councillor Garry Marchuk 14/248

Moved that Bylaw No. 1243-13, being the Road Closure Bylaw – Government Road Allowance between NE 24-7-2 W5M and NW 19-7-1 W5M, be given third and final reading.

Carried

(5) Citizen's On Patrol – Request for Funding

Councillor Fred Schoening 14/249

Moved that the report from the CAO, dated June 4, 2014, regarding the Citizen's on Patrol – Request for Funding, be received;

And that \$2,500 be given to the Citizen's on Patrol with the money coming from Account No. 2-74-0-770-2765 (Grants to Groups and Organizations).

Carried

F. CHIEF ADMINISTRATOR'S REPORTS CONT'D

2) Operations

a) Therriault Dam Repair

Councillor Terry Yagos 14/250

Moved that the report from the Director of Operations, dated June 3, 2014, regarding Therriault Dam Repair, be received;

And that Council direct Administration to propose the repair as presented to Alberta Disaster Recovery Program staff;

And further that should Disaster Recovery Program staff agree with the approach that spending of up to \$25,000 be approved for the project with funding coming from the Dam Reserve (Account No. 6-12-0-770-6760).

Carried

b) Beaver Mines Servicing Study

Councillor Fred Schoening declared a potential conflict of interest, as a relative works for MPE Engineering Ltd, and left the meeting, the time being 1:56 pm.

Councillor Terry Yagos 14/251

Moved that the report from the Director of Operations, dated June 3, 2014, regarding Beaver Mines Servicing Study, be received;

And that Council direct Administration to initiate the study with MPE Engineering Ltd. with funding coming from the Capital Regional Water System Reserve (6-12-0-771-6760).

Carried

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Councillor Fred Schoening returned to the meeting, the time being 2:00 pm.

c) Disaster Recovery Project Contract Approvals

Councillor Terry Yagos 14/252

Moved that the report from the Director of Operations, dated June 5, 2014, regarding Disaster Recovery Project Contract Approvals, be received;

And that Council approve the Reeve and CAO to sign the Disaster Recovery Project contracts on behalf of the municipality up to the preapproved amounts.

Carried

d) Environment and Sustainable Resource Development Weed Spray Contract

Councillor Garry Marchuk 14/253

Moved that the report from the Director of Operations, dated June 5, 2014, regarding Environment and Sustainable Resource Development Weed Spray Contract, be received;

And that Council approve the Reeve and CAO to sign the contract with Environment and Sustainable Resource Development for weed spraying for the 2014 season.

Carried

e) Operations Report

Councillor Fred Schoening 14/254

Moved that the Operations Report for the period of May 21 to June 5, 2014, be received as information.

Carried

3) Planning and Development

Nil

4) Municipal

At this time, Reeve Hammond acknowledged the passing of Tom Ferguson, long serving Council member, and his service to the community.

a) Bylaw 1252-14 Public Hearing Rescheduling Date

Councillor Terry Yagos 14/255

Moved that the required Public Hearing for Bylaw No. 1252-12, being the Land Use Amendment Bylaw for the inclusion of aquaculture, greenhouses, etc., be rescheduled to July 8, 2014 at 1:00 pm.

Carried

b) Subdivision Authority and Municipal Planning Commission Change of Meeting Date

Councillor Fred Schoening 14/256

Moved that the report from the Chief Administrative Officer, dated June 4, 2014, regarding Subdivision Authority and Municipal Planning Commission Change of Meeting Date, be received;

And that Council cancel the scheduled Subdivision Authority and Municipal Planning Commission meetings set for July 1, 2014;

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And further that these meetings be rescheduled for Tuesday, July 8, 2014, if meetings are required.

Carried

c) Summer Council Meetings – July 22 and August 12, 2014 and Subdivision Authority and Municipal Planning Commission – August 5, 2014

Councillor Terry Yagos 14/257

Moved that the report from the Chief Administrative Officer, regarding Summer Council Meetings – July 22 and August 12, 2014 and Subdivision Authority and Municipal Planning Commission – August 5, 2014, dated June 3, 2014, be received;

And that the regularly scheduled Council Meeting for July 22 and August 12, 2014, be cancelled;

And that the Subdivision Authority Meeting and the Municipal Planning Commission meetings scheduled for August 5, 2014, be cancelled;

And further that if there is an emergent need to have a meeting during this time that an appropriate date and time is set.

Carried

d) CAO Report

Councillor Fred Schoening 14/258

Moved that the Chief Administrative Officer's report for the period of May 23, 2014 to June 5, 2014, be received as information.

Carried

G. CORRESPONDENCE

(1) **Action Required**

a) Provincial Funding for Public Libraries

Councillor Terry Yagos 14/259

Moved that the email from the Chinook Arch Library Board, dated May 28, 2014, regarding Provincial Funding for Public Libraries, be received;

And that Council fully supports the Chinook Arch Library Board and endorse their letter addressed to Municipal Affairs.

Carried

b) Food Bank

Councillor Garry Marchuk 14/260

Moved that the email from the McMan South Region, dated May 23, 2014, regarding the Food Bank, be received;

And that Council contribute \$1000 per month for the next 12 months, with a further \$500 being contributed for the following 12 months after that, with the money coming from Account No. 2-74-0-770-2765 (Grants to Groups and Organizations).

Carried

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c) Alberta Health Services, South Zone and Sponsorship for 2014 Alberta Development Officers Association (ADOA) 30th Anniversary Conference

Councillor Fred Schoening 14/261

Moved that the letter from the Alberta Health Services, South Zone, dated May 22, 2014, regarding Alberta Health Services, and the letter from the ADOA, dated June 1, 2014, regarding Sponsorship for 2014 Alberta Development Officers Association (ADOA) 30th Anniversary Conference, be received as information.

Carried

(2) For Information Only

Nil

H. COMMITTEE REPORTS

Councillor Grant McNab – Division 1

- Not Present

Councillor Fred Schoening – Division 2

- No concerns at this time
- Traffic Counters on roads within Division 1 & 2

Councillor Garry Marchuk – Division 3

- Installation of sign within the Hamlet of Beaver Mines
 - Require a load of gravel and the debris to be removed
- Tennis courts within the Hamlet of Beaver Mines
 - Require removal of backboard and pole at North end
- Oldman River Regional Services Commission

Reeve Brian Hammond - Division 4

- Mayor's and Reeve's meeting

Councillor Terry Yagos – Division 5

- Lundbreck Citizens Council
 - Cornfest, August 23, 2014

Councillor Fred Schoening 14/262

Moved that the committee reports be received as information.

Carried

I. IN CAMERA

Councillor Garry Marchuk 14/263

Moved that Council and Staff move In-Camera to discuss one legal, one property and one personnel issue, the time being 2: 51 pm.

Carried

Councillor Terry Yagos declared a potential conflict of interest due to his involvement with the family and left the In-Camera discussion, the time being 3:18 pm.

Councillor Terry Yagos returned to the In-Camera discussion, the time being 3:35 pm.

Councillor Fred Schoening 14/264

Moved that Council and Staff move out of In-Camera, the time being 3: 47 pm.

Carried

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J. NEW BUSINESS

(1) Janitorial Contract

Councillor Fred Schoening 14/265

Moved that the report from the Director of Operations, dated June 4, 2014 regarding the Janitorial Contract be received:

And that Council Authorize the Reeve and CAO to sign the Janitorial Contract on behalf of the Municipality with funding coming from the respective budgets for Administration, Public Works and Airport line objects, for one year;

And further that prior to the expiration of the contract, Requests for Proposals be requested for janitorial services.

Carried

(2) First Nations Consultation on MD Projects

Councillor Terry Yagos 14/266

Moved that Administration be directed to forward a letter to AAMDC raising concern with respect to consultation with First Nations on local projects, ultimately delaying projects, and seeking their advice on bringing our concerns to the appropriate government bodies.

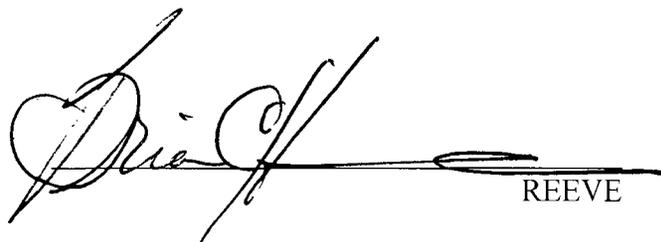
Carried.

K. ADJOURNMENT

Councillor Terry Yagos 14/267

Moved that Council adjourn the meeting, the time being 3:51 pm.

Carried


 REEVE


 CHIEF ADMINISTRATIVE OFFICER