

MINUTES

REGULAR COUNCIL MEETING

Mountain View County

Minutes of the Regular Council Meeting held on Wednesday, July 15, 2009, in the Council Chamber, 1408 Twp Rd. 320, Didsbury, AB

PRESENT:

Reeve A. Kemmere
Councillor K. Blain
Councillor G. Day
Councillor G. Ingeveld
Councillor E. Page
Councillor L. Negropontes
Councillor L. Yakimchuk

IN ATTENDANCE:

D. Plamping, Chief Administrative Officer
D. Hawryluk, Director, Planning and Development Services
T. Martens, Director, Legislative and Community Services
S. McInnis, Director, Operational Services
G. Wiens, Director, Corporate Services
T. Connatty, Planner
J. Koch, Communications Coordinator
G. Evers, Executive Assistant

CALL TO ORDER:

Reeve Kemmere called the meeting to order at 9:00 a.m.

The meeting began with the recitation of the Lords Prayer.

Reeve Kemmere introduced Council and Staff.

AGENDA

Reeve Kemmere advised that the following would be added to the agenda:

- (8.2a) Notice of Motion - Road and Access to Subdivisions
- (8.17) Dust Control Report (Information attached)
- (8.20) Agricultural Disaster (Information attached)
- (8.21) Regional Water Services Commission
- (8.22) Sustainability Plan
- (8.23) Project Update - Verbal update
- (8.24) Council Audio - Verbal update
- (8.25) Notice of Motion - Design Guidelines and Construction Standards
- (9.1) (h) MVREMS Approved Minutes April 21, 2009
- (i) MVREMS Approved Minutes June 9, 2009
- (j) Western Diversification Comm Adjustment Fund
- (k) Alberta Health Services July 2, 2009

RC09-399 Moved by Councillor Negropontes
That Council adopt the agenda of the Regular Council Meeting of July 15, 2009 as amended.
Carried.

ADOPTION OF MINUTES

RC09-400 Moved by Councillor Yakimchuk
That the minutes of the Regular Council Meeting of June 3, 2009 be adopted.
Carried.

RC09-401 Moved by Councillor Page
That the minutes of the Regular Council Meeting of June 17, 2009 be adopted.
Carried.

SPECIAL PRESENTATION
Century Farm Award
Presentation

Reeve Kemmere welcomed the Hengstler family recipients of a Century Farm Award to the Regular Council Meeting and advised that the family has been farming these lands since 1905.

Tony Hengstler was congratulated and presented with a bronze plaque. Photos were taken.

PUBLIC HEARINGS
Bylaw #LU 24/09
NE 10-31-2 W5M

Reeve Kemmere opened the public hearing regarding Bylaw #LU 24/09.

The application for redesignation of the NE 10-31-2 W5M, was introduced by the Planning and Development Department and the following information was introduced as provided in the agenda package such as the application for redesignation, location map, assessment map, site map, and aerial photos. The Planning and Development Department provided specific information to the application as follows:

- To redesignate 3 acres from Agricultural District "A" to Country Residential District "CR"
- Division 3
- Rural Community Westcott

The Planning and Development Department recommended that Bylaw #LU 24/09 be given second reading.

The Planning and Development Department advised that a letter of objection that was received was provided to Council.

The applicant was not in attendance.

Reeve Kemmere asked if there were any comments from the gallery.

Greg Rosenke, adjacent landowner, stated that he was not opposed to a proposed redesignation but is opposed to the location. He is concerned regarding the close proximity in dealing with dogs.

Glen Kershaw, area landowner, stated the he was concerned regarding traffic and dust.

Recess and Reconvene

Reeve Kemmere recessed the meeting at 9:25 a.m. and reconvened at 9:30 a.m.

The Planning and Development Department recommended that the application be considered as presented because a change in location would be a new application.

Council questions resulted in the following information:

- The applicant could be contacted to determined their intentions or a relocation of the proposed redesignation
- The applicant was notified of the Public Hearing

Reeve Kemmere asked if there were any comments from the gallery. No one came forward.

The Planning and Development Department was provided the opportunity for closing remarks and declined.

Hearing no further comments Reeve Kemmere closed the Public Hearing.

RC09-402 Moved by Councillor Yakimchuk
That Council give second reading to Bylaw No. LU 24/09 to redesignate lands in the NE 10-31-2 W5M.
Motion Defeated.

NEW BUSINESS
Refund Request
RD 08-085

RC09-403 Moved by Councillor Day
That Council refuse the request from Craig and Rayel Walker to receive a full refund on their redesignation application fees for RD 08-085.
Carried.

Rayel Walker provided an overview of their original application and advised that Alberta Transportation did not support their original application.

RC09-404 Moved by Councillor Negropontes
That Council refund half of the monies withheld (40%) of the redesignation application fee for RD 08-085.

Carried.

BYLAWS

Bylaw #LU 21/09
SE 22-31-3 W5M RC09-405 Moved by Councillor Blain
That Council give first reading to Bylaw No. LU 21/09
redesignating the lands within the SE 22-31-3 W5M.

Carried.

RC09-406 Moved by Councillor Yakimchuk
That Council set the Public Hearing for Bylaw No. LU 21/09
redesignating the lands within the SE 22-31-3 W5M to
August 19, 2009 at or after 9:00 a.m.

Carried.

Bylaw #LU 25/09
SE 32-29-27 W4M RC09-407 Moved by Councillor Negropontes
That Council give first reading to Bylaw No. LU 25/09
redesignating the lands within the SE 32-29-27 W4M.

Carried.

RC09-408 Moved by Councillor Day
That Council set the Public Hearing for Bylaw No. LU 25/09
redesignating the lands within the SE 32-29-27 W4M to
August 19, 2009 at or after 9:00 a.m.

Carried.

Bylaw #LU 27/09
SE 27-33-7 W5M RC09-409 Moved by Councillor Negropontes
That Council give first reading to Bylaw No. LU 27/09
redesignating the lands within the W5M.

Carried.

RC09-410 Moved by Councillor Ingeveld
That Council set the Public Hearing for Bylaw No. LU 27/09
redesignating the lands within the SE 27-33-7 W5M to
August 19, 2009 at or after 9:00 a.m.

Carried.

Bylaw #LU 33/08
SE 28-31-1 W5M RC09-411 Moved by Councillor Day
That Council give first reading to Bylaw No. LU 33/08
redesignating the lands within the SE 28-31-1 W5M.

Carried.

RC09-412 Moved by Councillor Page
That Council set the Public Hearing for Bylaw No. LU 33/08
redesignating the lands within the SE 28-31-1 W5M to
August 19, 2009 at or after 9:00 a.m.

Carried.

Bylaw #16/09
Short Term
Borrowing RC09-413 Moved by Councillor Yakimchuk
That Council give first reading to Bylaw No. 16/09 – Short
Term Borrowing.

Carried.

RC09-414 Moved by Councillor Blain
That Council give second reading to Bylaw No. 16/09 –
Short Term Borrowing.

Carried.

RC09-415 Moved by Councillor Page
That Council give unanimous consent to proceed to third
reading of Bylaw No. 16/09 – Short Term Borrowing.

Carried Unanimously.

- RC09-416 Moved by Councillor Negropontes
That Council give third reading to Bylaw No. 16/09 – Short Term Borrowing.
Carried.
- Recess and Reconvene Reeve Kemmere recessed the meeting at 10:17 a.m. and reconvened at 10:28 a.m.
- OLD BUSINESS
2009 Strategic Directions Plan RC09-417 Moved by Councillor Ingeveld
That Council approve the 2009 Strategic Directions Plan, and direct that the Plan be the basis for the preparation of the draft 2010 Operating and Capital Budgets.
Reeve Kemmere deferred Motion RC09-417 until later in the meeting.
- NEW BUSINESS
Policy #1020
Crest and Logo Usage RC09-418 Moved by Councillor Day
That Council approve Policy #1020 Mountain View County Crest and Logo Usage and that Procedure #1020-01 Mountain View County Crest and Logo Usage be received as information.
Carried.
- Policy #1021
Complaint Process RC09-419 Moved by Councillor Yakimchuk
That Council approve Policy #1021 Complaint Process and Procedure #1021-01 Complaint Process be received as information.
Carried.
- Notice of Motion
Councillor Page discussed his concern regarding cul-de-sac vs shared approach access to multi-lot subdivisions and requested that the matter be brought back to a future Policies and Priorities Committee meeting.
RC09-420 Moved by Councillor Page
That agenda item 8.03 – Policy 4014 Road Access be deferred to a future Policies and Priorities Committee Meeting for discussion.
Carried.
- Policy 6012
ESA Areas RC09-421 Moved by Councillor Yakimchuk
That Council approve Policy 6012 - Guidelines for the Identification of Environmentally Significant Areas within Mountain View County; and further that Council receive Procedure 6012-01 – Guidelines for the Identification of Environmentally Significant Areas within Mountain View County as information.
Carried.
- Dev Agreements & Road Standards RC09-422 Moved by Councillor Day
That Council direct the Chief Administrative Officer and his designate to administer existing development agreements

executed by Mountain View County in accordance with the following requirements:

1. That unless otherwise exempted under conditional subdivision approval, engineering plans and specifications based on standards accepted at the time of approval, in accordance with Policy 4009 must be submitted under such circumstances whereby conditional subdivision approval requires the provision of municipal improvements and/or utilities.
2. That unless otherwise explicitly negotiated and defined within an established development agreement, that the full cost and responsibility for the design and construction of municipal improvements and/or the provision of utilities shall remain responsibility of the developer. Municipal improvements shall only be constructed in accordance with County approved engineering plans and specifications as in place on the date of approval.
3. That under such circumstances whereby a signed development agreement requires the chip sealing of a road structure, that the developer be afforded the following options to satisfy the obligations as required under the agreement:
 - a. Complete the road construction in accordance with the terms of the executed development agreement in support of the development; or
 - b. Complete the construction of the road to a gravel surface standard and provide the County with a cash equivalent to road surfacing costs (materials only). This cash equivalent shall be held by the County for a period not to exceed five years from the date received to advance paving of the road structure. Under such circumstances whereby a cash equivalent is provided, the County shall introduce the paving of such road structure within a five year period. The paving of the road structure shall be supported in part by the developer's cash contribution with the residual cost shared equally between the County and benefiting lot owners. Should the paving of said road structure not be advanced within a five year period, the County shall return the cash contribution to the developer.

Carried.

CAEP
Community Video RC09-423

Moved by Councillor Ingeveld
That Council approve participating in the CAEP Community Clip Video Profiles Project at a maximum cost of \$2,500.00.

The question Motion RC09-423 was not called.

Moved by Councillor Blain

- RC09-424 That Council approve participating in the CAEP Community Clip Video Profiles Project at a maximum cost of \$1,700.00.
Motion Defeated.
- The question on Motion RC09-423 was called.
Carried.
- Recess and Reconvene The Reeve recessed the meeting at 12:10 a.m. and reconvened at 3:15 p.m.
- Municipal Library Board RC09-425 Moved by Councillor Blain
That Council approve the recommendation of the Policy and Priorities Committee to not pursue the development of a Municipal Library Board at this time.
Carried.
- County 50th Anniversary RC09-426 Moved by Councillor Yakimchuk
That Council approve the terms of reference for the County 50th Celebration Committee as amended to read that the Chairperson be recruited and appointed by Council.
Carried.
- Red Deer River Watershed Assoc. RC09-427 Moved by Councillor Day
That Council support the (RDRWA) Red Deer River Watershed Association's application for "Charitable Status" through Revenue Canada.
Carried.
- TILMA RC09-428 Moved by Councillor Day
That Council receive the information on the (TILMA) Trade, Investment and Labour Mobility Agreement.
Carried.
- MSP Funding RC09-429 Moved by Councillor Negropontes
That Council approve the additional funding of \$8,104.00 from the Chief Administrative Officer Growth Fund for the creation of the Municipal Sustainability Plan.
Carried.
- Provincial Hwy Priorities RC09-430 Moved by Councilor Day
That Council request that the Chief Administrative Officer prepare a letter to Alberta Transportation outlining Mountain View County's priorities on provincial highways.
Carried.
- James River Hall Approach RC09-431 Moved by Councillor Ingeveld
That Council fund a maximum of \$16,000.00 for the reconstruction of the access to the James River Hall from the Tax Rate Stabilization Fund.
Carried.
- Olds/Didsbury Airport Subdivision RC09-432 Moved by Councillor Page
That Council approve the reconfiguration of the first phase of the Olds/Didsbury Airport Subdivision and direct the Chief Administrative Officer to proceed with the subdivision.
Carried.

Range Road 20 Alignment	RC09-433	Moved by Councillor Day That Council review the proposed Range Road 20 alignment options when the Didsbury to Olds segment of Range Road 20 is scheduled for engineering design, within the Capital Budget. Carried.
	RC09-434	Moved by Councillor Yakimchuk That Council request that the Reeve forward a letter to Danielle Nugent / Kathy Jackson advising them on the status of the Range Road 20 alignment options, and forwarding a copy of the Operational Services report for their information. Carried.
Dust Control	RC09-435	Moved by Councillor Page That a policy for the application of Dust Control be developed based on the criteria presented to Council. Carried.
Hwy 2/27 Utility Servicing	RC09-436	Moved by Councillor Page That Council authorize the CAO to proceed to preliminary design for the utility servicing of the 2/27 Area Structure Plan and to investigate all available grants to assist in funding the installation. Carried.
Parks Direction		Councillor Blain declared a pecuniary interest, as she is the owner of a campground, and left the room at 4:12 p.m. Councillor Blain returned to the room and joined the gallery at 4:13 p.m. Moved by Councillor Negropontes RC09-437 That Council continues to provide overnight camping, and request that options on business models be presented to a future meeting. Carried. Councillor Blain re-joined the table at 4:14 p.m.
Agricultural Disaster	RC09-438	Moved by Councillor Blain That Council receive as information the Agricultural Service Board recommendation regarding declaring an Agricultural Disaster in Mountain View County. Carried.
Regional Water Services Comm	RC09-439	Moved by Councillor Ingeveld That Council receive the new Draft Policy from the Mountain View Regional Water Services Commission. Carried.
Sustainability Plan	RC09-440	Moved by Councillor Yakimchuk That Council schedule a Sustainability Workshop on August 20, 2009 at 8:00 a.m. and August 28, 2009 at 8:00 a.m. Carried.

- Project Update Steve McInnis provided a verbal project update regarding roads and Olds/Didsbury Airport.
- Moved by Councillor Negropontes
RC09-441 That Council receive the verbal project update provided by Mr. McInnis as information.
Carried.
- Council Audio Greg Wiens provided a verbal update regarding the audio equipment for Council Chamber.
- Moved by Councillor Yakimchuk
RC09-442 That Council receive the verbal report regarding Council Chamber audio equipment as information.
Carried.
- Notice of Motion Moved by Councillor Blain
RC09-443 That Council receive a Notice of Motion regarding the review of standards applied to the provision of shallow utility services to low-density clustered residential subdivisions, with a request that the Chief Administrative Officer provide a report and background information on this issue to a future Regular Council or Policies & Priorities Committee Meeting.
Carried.
- CORRESPONDENCE
Information Items Moved by Councillor Day
RC09-444 That Council receive the following items as information:
(a) Airport Management Committee Minutes, June, 2009
(b) ASB Minutes - June 15, 2009
(c) MAP June 16 2009 minutes
(d) MVSH Minutes June 25, 2009
(e) AB Environment correspondence on Red Deer River Banks - Molmac
(f) Correspondence to Mayor Brian Wittal - CP Rail Xing Lights
(g) 2009 Alberta Municipal Compensation Survey
(h) MVREMS Approved Minutes April 21, 2009
(i) MVREMS Approved Minutes June 9, 2009
(j) Western Diversification Comm Adjustment Fund
(k) Alberta Health Services July 2, 2009
Carried.
- 2009 Strategic Directions Plan Moved by Councillor Negropontes
RC09-445 That Council approve the 2009 Strategic Directions Plan, and direct that the Plan be the basis for the preparation of the draft 2010 Operating and Capital Budgets; and further, that the 2009 Strategic Directions Plan be amended as follows:
Goal P1(b) Adopted policies created through public input that integrate new subdivisions into the agricultural community.
Carried.

- RC09-446 Moved by Councillor Negropontes
That the 2009 Strategic Directions Plan be amended as follows:
Goal P2(a) Provide agriculture with year-round access to ban free roads to the farm gate.
Carried.
- The question on Motion RC09-417 was called.
Carried.
- Councillor Report
Council discussed the following:
• Bergen Rocks Sculpture Symposium
• Red Deer River Stakeholders meeting
- IN CAMERA
RC09-447 Moved by Councillor Negropontes
That the Regular Council Meeting of July 15, 2009 go In Camera at 5:24 p.m.
Carried.
- RC09-448 Moved by Councillor Negropontes
That the Regular Council Meeting of July 15, 2009 return to the open meeting at 5:43 p.m.
Carried.
- Legal Matter
RC09-449 Moved by Councillor Negropontes
That Council approve the (MOU) Memorandum of Understanding between Mountain View County and the MD of Rocky View and the Mountain View Regional Water Services Commission.
Carried.
- ADJOURNMENT
RC09-450 Moved by Councillor Yakimchuk
That Regular Council Meeting of July 15, 2009 be adjourned at 5:44 p.m.
Carried.

Chair

I hereby certify these minutes are correct.

Chief Administrative Officer