

MINUTES OF THE REGULAR COUNCIL MEETING OF BRAZEAU COUNTY, HELD IN THE COUNTY ADMINISTRATION BUILDING, COUNCIL CHAMBERS IN DRAYTON VALLEY ON TUESDAY, 2009 02 24

CALL TO ORDER

Reeve W. Tweedle called the meeting to order at 9:00 am.

PRESENT

W. Tweedle, Reeve
R. Kitching, Councillor
P. Monteith, Councillor
D. Konelsky, Councillor
A. Heinrich, Councillor
P. Vos, Councillor
K. Porter, County Manager
K. Robinson, Recording Secretary

ABSENT

M. Schwab, Councillor

OTHERS

D. Thompson, Communication Co-ordinator
B. Robinson, Western Review

LONG SERVICE AWARD

Long Service Award

Reeve W. Tweedle presented a long service award to Cornelia Kappler for her five years of service to Brazeau County.

ADDITION TO AND ADOPTION OF AGENDA

Addition to and Adoption of Agenda

97/09

Moved by P. Monteith to approve the agenda with the following additions:

5. Delegations/Appointments
Remove appointment - 1:30 pm – Glenn Belva
7. Planning & Development Matters
 - g) Additional correspondence
8. General Matters
 - f) Remove "Additional Street Lighting in Rocky Rapids"
 - g) Request for Funding from the Drayton Valley Max Centre
13. Meeting Dates
 - g) MPA/PPSA Information Sessions
 - h) 2009 RMRF Municipal Seminar

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

Adoption of Minutes

98/09

Moved by A. Heinrich to approve the minutes of the February 3, 2009 Council meeting amended as follows:

Page 2 – Motion 54/09 – should read "Carried"

CARRIED UNANIMOUSLY

BUSINESS ARISING

Business Arising

None

URGENT ITEMS

Urgent Items

None

**PUBLIC WORKS
MATTERS**

Public Works Matters

PSS-17 – Emergency Response/Pursuit Guidelines

Council reviewed the report presented.

99/09 Moved by P. Monteith to approve the PSS-17 Emergency Response/Pursuit Guidelines as amended.

IN FAVOUR: P. Monteith
R. Kitching
P. Vos
A. Heinrich
W. Tweedle

OPPOSED: D. Konelsky

CARRIED

Road Closure Bylaw 672-09

Council reviewed the report presented.

100/09 Moved by A. Heinrich to give first reading to Bylaw 672-09.

CARRIED UNANIMOUSLY

101/09 Moved by P. Monteith to schedule a public hearing for Bylaw 672-09 on April 7, 2009 at 10:00 am.

CARRIED UNANIMOUSLY

Discussion on Aggregate Levy Bylaw

Council reviewed the report presented.

102/09 Moved by P. Monteith to table the Aggregate Levy Bylaw until the March 17, 2009 Council meeting for additional information.

CARRIED UNANIMOUSLY

**2009 Aggregate Production and Stockpiling
(02-32-03-531)**

Council reviewed the report presented.

103/09 Moved by P. Monteith to increase the 2009 Interim Operating Budget amount for gravel crushing from \$875,000 to \$1,100,000 (a \$225,000 increase).

CARRIED UNANIMOUSLY

104/09 Moved by A. Heinrich to award 2009 Aggregate Production and Stockpiling Schedules 1, 2 & 3 to Winalta Inc. for the amount of \$297,600 and Schedules 4, 5 & 6 to Richardson Bros. (Olds) Ltd. for the amount of \$621,792.

CARRIED UNANIMOUSLY

**GENERAL
MATTERS**

General Matters

Lodgepole Recreational Society Insurance Expenses

Council reviewed the report presented.

105/09 Moved by R. Kitching to write off \$2,259.12 in insurance billings to the Lodgepole Recreation Society due to the unusual circumstances of the community hall being closed by the County in 2008.

IN FAVOUR: R. Kitching
A. Heinrich
P. Vos
W. Tweedle

OPPOSED: D. Konelsky
P. Monteith

CARRIED

**PLANNING &
DEVELOPMENT
MATTERS**

Planning and Development Matters

**First Reading for Bylaw 677-09 in Support of a Proposed
Land Use Bylaw Amendment
Agriculture (AG) to Direct Control (DC)
Portable Outhouse Rentals
Rod and Donna Block**

Council reviewed the report presented.

106/09 Moved by P. Monteith to give first reading to Bylaw 677-09 and to schedule a public hearing for April 7, 2009 at 10:30 am.

IN FAVOUR: P. Monteith
R. Kitching
D. Konelsky
P. Vos
W. Tweedle

OPPOSED: A. Heinrich

CARRIED

**First Reading for Bylaw 676-09 in Support of a Proposed
Land Use Bylaw Amendment
Agriculture (AG) to Country Residential (CR)
Crate Country Residential Lots.
Cheryl Letendre**

Council reviewed the report presented.

107/09 Moved by D. Konelsky to give first reading to Bylaw 676-09 and to schedule a public hearing for April 7, 2009 at 10:15 am.

CARRIED UNANIMOUSLY

**DELEGATIONS/
APPOINTMENTS**

Delegations/Appointments

Public Hearing – Bylaw 664-09

108/09 Moved by P. Monteith that the regular Council meeting of February 24, 2009 proceed into public hearing at 10:03 am for the purpose of receiving public input regarding Bylaw 664-09.

CARRIED UNANIMOUSLY

There were no members of the public who spoke for or against the bylaw.

109/09 Moved by R. Kitching that the regular Council meeting of February 24, 2009 come out of public hearing at 10:14 am.

CARRIED UNANIMOUSLY

**PLANNING &
DEVELOPMENT
MATTERS**

Planning & Development Matters

Second and Third Reading for Bylaw 664-09 for the Repeal of the Intermunicipal Development Plan (IDP) Bylaw No. 405-2001, as Amended

Council reviewed the report presented.

110/09 Moved by D. Konelsky to give second reading to Bylaw 664-09.

CARRIED UNANIMOUSLY

111/09 Moved by A. Heinrich to give third and final reading to Bylaw 664-09.

CARRIED UNANIMOUSLY

**DELEGATIONS/
APPOINTMENTS**

Delegations/Appointments

Drayton Valley Citizens on Patrol Society

Dusty Phair and Constable Amanda Herring attended the Council meeting to make a presentation to Council regarding the Drayton Valley Citizens on Patrol Society and to request a donation of \$3,530.00.

112/09 Moved by P. Monteith to add the Volunteer Civilians on Patrol to the agenda as 8(f).

CARRIED UNANIMOUSLY

Public Hearing Re: Bylaw 667-09

113/09 Moved by P. Montieth that the regular Council meeting of February 24, 2009 proceed into public hearing at 10:25 am for the purpose of receiving public input regarding Bylaw 667-09.

CARRIED UNANIMOUSLY

There were several members of the public present. R. McCullough reported to Council that in view of the repeal of the IDP, there is no longer an IDP to amend, therefore a public hearing was no longer required.

114/09 Moved by P. Monteith that the regular Council meeting of February 24, 2009 come out of public hearing at 10:29 am.

CARRIED UNANIMOUSLY

PLANNING &
DEVELOPMENT
MATTERS

Planning & Development Matters

Second and Third Reading of Bylaw 667-09 for the Redesignation from Industrial to Residential Eric & Tessa Styner

Council reviewed the report presented.

115/09 Moved by R. Kitching to give second reading to Bylaw 667-09.

IN FAVOUR: None

OPPOSED: R. Kitching
D. Konelsky
P. Monteith
P. Vos
A. Heinrich
W. Tweedle

DEFEATED UNANIMOUSLY

Second and Third Reading for Bylaw 666-09 for the Repeal of the Intermunicipal Subdivision and Development Appeal Board (ISDAB) Bylaw 543-06, as Amended

Council reviewed the report presented.

116/09 Moved by P. Monteith to give second reading to Bylaw 666-09.

CARRIED UNANIMOUSLY

117/09 Moved by R. Kitching to give third and final reading to Bylaw 666-09.

CARRIED UNANIMOUSLY

Second and Third Reading for Bylaw 665-09 for the Repeal of the Intermunicipal Planning Commission (IMPC) Bylaw 406-2001, as Amended

Council reviewed the report presented.

118/09 Moved by A. Heinrich to give second reading to Bylaw 665-09.

CARRIED UNANIMOUSLY

119/09 Moved by P. Vos to give third and final reading to Bylaw 665-09.

CARRIED UNANIMOUSLY

First Reading for Bylaw 678-09 in Support of a Proposed Land Use Bylaw Amendment – Natural Resource Extraction and Processing (NREP)
Cameron and Jeanine Johnson

Council reviewed the report presented.

120/09 Moved by A. Heinrich to give first reading to Bylaw 678-09 and to schedule a public hearing for April 7, 2009 at 10:45 am.

CARRIED UNANIMOUSLY

Development Permit for All Season Storage

Council reviewed the report presented.

121/09 Moved by A. Heinrich to amend condition 8 (c) as discussed by Council.

CARRIED UNANIMOUSLY

122/09 Moved by P. Monteith to approve Development Permit 09D-004 with the following conditions:

- 1.0 Minimum Requirements:
 - Front Yard: 40.0 m (131 ft.) where abutting a County Road where road widening has not been dedicated.
 - Side Yard: 3.0 m (10ft.)
 - Rear Yard: 40.0 m (131 ft.) where abutting a highway.
- 2.0 Maximum Requirements:
 - Site Coverage: 60%
- 3.0 Maximum Height
 - (a) 9.0 m (30 ft.) or three (3) stories – the lesser thereof – for the principle building.
 - (b) Accessory buildings will be equal to or less than the height of the principle building.
 - (c) Fencing/screening will be at the discretion of the Development Authority.
 - (d) Free-standing signs shall be at the discretion of the Development Authority.
- 4.0 Utilities/Servicing
 - (a) The Owner shall apply to Alberta Municipal Affairs for the pertinent building, electrical, gas and plumbing permits to ensure compliance with the Alberta Building, Electrical, Plumbing and Gas Standards and Regulations.
 - (b) The Owner must provide the County with the name of the authorized agency contracted for the pertinent building, electrical, gas and plumbing inspections and permits.

- (c) The site shall be connected to the Municipal sewer system and shall be subject to the requirements of Brazeau County and the Town of Drayton Valley related to the Municipal sewer system.
- (d) Potable water shall be provided by water wells, licensed and approved for the applicable use (i.e. – residential or commercial), by Alberta Environment.
- (e) The Owner is responsible for all solid waste disposal. Garbage and waste material shall be stored in appropriate containers (i.e. – weather-proof and animal-proof containers), and disposed of at an approved disposal site to the satisfaction of the Development Authority.

5.0 Alberta Transportation

- (a) The Owner must obtain all necessary permits and/or approvals from Alberta Transportation as per the Public Highways Development Act or any current legislation which replaces this act.

6.0 Landscaping

- (a) Landscaping must not impede sight triangles of intersections of roads and approaches.
- (b) The Owner shall be responsible for the control of any weeds on the lands in accordance with the applicable provincial regulations.

7.0 Signage

- (a) Signage shall be considered concurrently with a Development Permit application and may be freestanding or integrated into building architecture.
- (b) There shall be no flashing or animated signs.
- (c) Signage for the purpose of 1) identification, direction or warning; and/or 2) relating to a person, partnership, or company operating a profession, business. Signage is subject to approval of a Development Permit.

8.0 Safety and Environmental Regulations

- (a) Any storage and disposal of oils, fluids or other hazardous substances (including fuel) shall be in accordance with provincial regulations and requirements set out by Alberta Environment, the Environmental Protection and Enhancement Act, and the Alberta Fire Code.

- (b) All development must comply with the applicable ERCB setbacks unless lesser distance is agreed to in writing by ERCB; and ERCB must be contacted by the owner to ensure that no active or abandoned well sites are located on the subject lands.
- (c) Additional requirements will be required by the Development Authority upon review and consideration of a development proposal. These requirements include, but are not limited to, submission of a Storm Water Drainage Plan.

IN FAVOUR: R. Kitching
 P. Monteith
 W. Tweedle
 P. Vos
 A. Heinrich

OPPOSED: D. Konelsky

CARRIED

**DELEGATIONS/
 APPOINTMENTS**

Delegations/Appointments

Public Hearing Re: Bylaw 668-09

123/09 Moved by A. Heinrich that the regular Council meeting of February 24, 2009 proceed into public hearing at 10:56 am for the purpose of receiving public input regarding Bylaw 668-09.

CARRIED UNANIMOUSLY

Eric and Tessa Styner attended the meeting today to make a presentation to Council in support of their application to amend the 1988 Poplar Ridge ASP from Industrial to Residential.

Eric Nelson from Rocket Express attended to voice his concerns regarding buffering between proposed residential development and his business of heavy industrial including chemical storage operating 24 hours a day. He has a concern with traffic and the operation of his trucks amongst residential vehicles and pedestrians and stated that he does not support the application.

Gordon Davidson from the Poplar Ridge Trailer Park was in attendance to state that he is against the development.

Rick Erwin was in attendance and gave his support for the development.

There were several questions asked by Council members.

124/09 Moved by P. Monteith that the regular Council meeting of February 24, 2009 come out of public hearing at 11:55 am.

CARRIED UNANIMOUSLY

**PLANNING &
DEVELOPMENT
MATTERS**

Planning & Development Matters

**Second and Third Reading of Bylaw 668-09 to Amend the
1988 Poplar Ridge ASP from Industrial to Residential
Eric & Tessa Styner**

Council reviewed the report presented.

125/09 Moved by D. Konelsky to table Bylaw 668-09 to the Council meeting of March 17, 2009, for further information.

IN FAVOUR: D. Konelsky

OPPOSED: R. Kitching
P. Monteith
W. Tweedle
A. Heinrich
P. Vos

DEFEATED

126/09 Moved by A. Heinrich to give second reading to Bylaw 668-09.

IN FAVOUR: None

OPPOSED: A. Heinrich
P. Vos
P. Monteith
W. Tweedle
R. Kitching
D. Konelsky

DEFEATED UNANIMOUSLY

**DELEGATIONS/
APPOINTMENTS**

Delegations/Appointments

Public Hearing Re: Bylaw 669-09

127/09 Moved by P. Monteith that the regular Council meeting of February 24, 2009 proceed into public hearing at 11:59 am for the purpose of receiving public input regarding Bylaw 669-09.

CARRIED UNANIMOUSLY

There was no need for a public hearing since Bylaw 668-09 was defeated.

128/09 Moved by P. Monteith that the regular Council meeting of February 24, 2009 come out of public hearing at 12:00 noon.

CARRIED UNANIMOUSLY

**PLANNING &
DEVELOPMENT
MATTERS**

Planning & Development Matters

**Second and Third Reading of Bylaw 669-09 –
Redistricting of Rural Industrial Land to Hamlet Residential
Eric & Tessa Styner**

Council reviewed the report presented.

129/09 Moved by R. Kitching to give second reading to Bylaw 669-09.

IN FAVOUR: None

OPPOSED: D. Konelsky
R. Kitching
P. Monteith
W. Tweedle
A. Heinrich
P. Vos

DEFEATED UNANIMOUSLY

**DELEGATIONS/
APPOINTMENTS**

Delegations/Appointments

Ratepayer Concerns

There was no one in attendance for ratepayer concerns.

**DELEGATIONS/
APPOINTMENTS**

Delegations/Appointments

Public Hearing Re: Bylaw 670-09

130/09 Moved by A. Heinrich that the regular Council meeting of February 24, 2009 proceed into public hearing at 12:02 pm for the purpose of receiving public input regarding Bylaw 670-09.

CARRIED UNANIMOUSLY

There were no members of the public present.

131/09 Moved by P. Monteith that the regular Council meeting of February 24, 2009 come out of public hearing at 12:08 pm.

CARRIED UNANIMOUSLY

132/09 Moved by A. Heinrich to amend Bylaw 670-09 to include the suggestions from Yellowhead County.

CARRIED UNANIMOUSLY

**PLANNING &
DEVELOPMENT
MATTERS**

Planning & Development Matters

**Second and Third Reading of Bylaw 670-09 to Adopt the
Brazeau County Tourism Development node ASP**

Council reviewed the report presented.

133/09 Moved by P. Monteith to give second reading to Bylaw 670-09.

CARRIED UNANIMOUSLY

134/09 Moved by R. Kitching to give third and final reading to Bylaw 670-09

CARRIED UNANIMOUSLY

Amendment to Bylaw 675-09 in Support of a Proposed Municipal Development Plan (MDP) Bylaw Amendment

Council reviewed the revised Map 6 as presented by Administration.

135/09 Moved by A. Heinrich to remove the existing map 6 from Bylaw 675-09 and replace it with revised map 6.

CARRIED UNANIMOUSLY

RECESS FOR LUNCH

Recess for Lunch

136/09 Moved by R. Kitching that the regular Council meeting of February 24, 2009 recess for lunch at 12:16 pm.

CARRIED UNANIMOUSLY

CALL TO ORDER

Reeve W. Tweedle called the meeting to order at 1:17 pm.

PRESENT

W. Tweedle, Reeve
R. Kitching, Councillor
P. Monteith, Councillor
D. Konelsky, Councillor
A. Heinrich, Councillor
P. Vos, Councillor
K. Porter, County Manager
K. Robinson, Recording Secretary

ABSENT

M. Schwab, Councillor

OTHERS

D. Thompson, Communication Co-ordinator
B. Robinson, Western Review

GENERAL MATTERS

General Matters

Proposed Expansion of an Oilfield Waste Facility

Council reviewed the correspondence received.

137/09 Moved by P. Monteith to receive the correspondence for information.

CARRIED UNANIMOUSLY

Follow up to Joint Council meeting with Clearwater County Held on February 13, 2009

138/09 Moved by R. Kitching to add the paving of the Sunchild Road from the Clearwater boundary to Highway 620 to the road list and add it as item #5 to the Building Canada Fund applications for 2011.

CARRIED UNANIMOUSLY

139/09 Moved by D. Konelsky to provide a letter of support to Clearwater County for their Building Canada Fund application.

CARRIED UNANIMOUSLY

Request for Funding from the Drayton Valley Max Centre

Council reviewed the correspondence received.

140/09 Moved by D. Konelsky to forward a letter to the Max Centre to request further information regarding a budget and other donations received.

CARRIED UNANIMOUSLY

Drayton Valley Citizens on Patrol Society

Council reviewed the correspondence and information received.

141/09 Moved by A. Heinrich to donate \$3,530.00 towards the Drayton Valley Citizens on Patrol Society 2009 operating deficit.

CARRIED UNANIMOUSLY

**CORRESPONDENCE
ITEMS**

Correspondence Items

- a) Correspondence from Alberta Transportation regarding a grant to Brazeau County for \$105,621.71 under the Alberta Municipal Water/Wastewater Partnership
- b) GAER Quick Notes and the 2009-2010 Meeting Schedules
- c) Email correspondence from FCM titled "Nominations to the FCM Roll of Honour"
- d) FCM Members' Advisory titled: "Lights out across Canada for Earth Hour March 28, 2009"
- e) Correspondence from Alberta Transportation regarding a grant to Brazeau County for \$469,300.00 for a culvert replacement at SW 3-50-07-W5M.
- f) Thank you letter from Easyford Community Centre Society
- g) Correspondence from Alberta Municipal Affairs regarding the Agreement on Internal Trade
- h) Correspondence from the Oil Sands Developers Group regarding the development of Canada's oil sands
- i) Correspondence from TransCanada regarding recent radio ads regarding an application by TransCanada PipeLines Limited (TransCanada) to have its NOVA Gas Transmission Ltd. (NGTL) pipeline system federally regulated by the National Energy board (NEB)
- j) AAMDC Member Bulletin's titled: TransCanada Pipeline Application and the Alberta Association of Pipeline Landowners; Impacts of the Federal Budget on Municipalities; Special EOEP Course Offering; Changes Coming to Navigable Waters Protection Act; and Reminder: Spring 2009 Convention Early Bird Deadline
- k) AAMDC Contact Newsletters dated: January 30, 2009; February 6, 2009 and February 13, 2009
- l) AAMDC District Highlights – January 19, 2009 District No. 5 Meeting; January 12, 2009 Pembina District No. 3 Meeting and January 16, 2009 District No. 1 Meeting

- m) AAMDC Executive Highlights – December 2008
- n) AAMDC Report on FCM Highlights

142/09 Moved by P. Monteith to receive the correspondence items for information.

CARRIED UNANIMOUSLY

QUESTIONS FROM THE MEDIA

Questions From the Media

D. Thompson provided Council with an update regarding the advertising and marketing she has been doing regarding the Lindale Campground.

COUNCILLOR REPORTS

Councillor Reports

Not available at this time.

REEVE'S REPORT

Reeve's Report

Reeve W. Tweedle reported that he attended the following meetings:

Meeting with Blain Calkins and Rob Merrifield at the City of Wetaskiwin Administration Building opening
Met with the Max Centre
Attended the Water Well Workshop at Easyford
Attended a PAPA Meeting

143/09 Moved by P. Monteith to receive the Reeve's report for information.

CARRIED UNANIMOUSLY

MEETING DATES

Meeting Dates

Ratify any Meetings Attended Since February 3, 2009

None

RMRF – Annual Municipal Law Seminar, Friday March 6, 2009

144/09 Moved by D. Konelsky to authorize Reeve W. Tweedle and Councillors P. Vos, R. Kitching and A. Heinrich to attend.

CARRIED UNANIMOUSLY

AAMDC Member Visit – Tuesday, March 17, 2009 @ 3:00 pm

Council discussed agenda items for the AAMDC Member Visit as follows:
Update on Law Enforcement Framework Report and the Fall Convention Content

Holy Trinity Academy Grand Opening – Wednesday, June 10, 2009 @ 10:00 am

For Council's information

Fire Department Risk Analysis/Business Case Presentation

145/09 Moved by P. Vos to forward the dates of March 9th March 16th at 1:00 pm for the Fire Departments consideration.

CARRIED UNANIMOUSLY

Lacombe County 2009 ASB Tour – July 6-9, 2009

146/09 Moved by P. Monteith to authorize Councillors attendance at the Lacombe County 2009 ASB Tour.

CARRIED UNANIMOUSLY

MPA/PPSA Information Sessions

147/09 Moved by P. Vos to authorize Reeve W. Tweedle and Councillor R. Kitching to attend the MPA/PPSA Information Sessions.

CARRIED UNANIMOUSLY

IN PRIVATE SESSION

In Private Session

148/09 Moved by A. Heinrich that the regular Council meeting of February 24, 2009 proceed into 'in private' at 2:28 pm for the purpose of discussing: annexation; Administration Building Steering Committee; Councillor Concerns; Omniplex Upgrading and staff appointments.

CARRIED UNANIMOUSLY

149/09 Moved by P. Monteith that the regular Council meeting of February 24, 2009 come out of 'in private' at 3:50 pm.

CARRIED UNANIMOUSLY

150/09 Moved by P. Vos that Council is in support of a letter of commitment for funding of \$2,381,702 for the application by the County for a Major Community Facilities Program Grant for the Brazeau County Sportspark.

CARRIED UNANIMOUSLY

151/09 Moved by D. Konelsky to authorize a letter to the Town to support their request for funding for \$798,807.84 for Omniplex upgrading if the Town will support the County for funding for the soccer fields and ball diamonds. This support is conditional upon the Town receiving approval for a Major Community Facility Program Grant of \$798,807.84 and also on clarification of several revenue producing items included in the project costs.

CARRIED UNANIMOUSLY

Staff Appointments

Council reviewed the report presented.

152/09 Moved by A. Heinrich to appoint Ruth Boden for the position of Director of Corporate Services, effective March 2, 2009.

CARRIED UNANIMOUSLY

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153/09 Moved by P. Monteith to appoint Deb Welsh for the position of Director of Strategic Projects, effective March 2, 2009.

CARRIED UNANIMOUSLY

ADJOURNMENT

Adjournment

154/09 Moved by P. Monteith that the regular Council meeting of February 24, 2009 adjourn at 3:55 pm.

CARRIED UNANIMOUSLY

Reeve

County Manager