

MINUTES OF THE REGULAR COUNCIL MEETING OF BRAZEAU COUNTY, HELD IN THE COUNTY ADMINISTRATION BUILDING, COUNCIL CHAMBERS IN BRAZEAU COUNTY ON TUESDAY 2022 07 05

CALL TO ORDER

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

PRESENT

B. Guyon, Reeve
R. Swap, Councillor
D. Wiltse, Councillor
D. Ekstrom, Councillor
C. Brooks, Councillor
A. Heinrich, Councillor
K. Westerlund, Councillor
C. Swap, Chief Financial Officer/Acting CAO
T. Scharfl, Executive Assistant
J. Grainger, Customer Service/Administrative Assistant
K. MacInnis, Corporate Communications Coordinator (by telephone)

OATH OF OFFICE

Cody Brooks was sworn in as Deputy Reeve

URGENT ADDITIONS AND ADOPTION OF AGENDA

Addition to and Adoption of Agenda

517/22-07-05

Moved by D. Ekstrom to approve the agenda with the following additions:

- 6. Public Works
 - c) RR 85 drainage - R. Swap

- 9. Agricultural Services
 - a) Appointment of Additional Weed Inspectors

- 12. General Matters
 - a) Respect in the Workplace Update - K. Westerlund

- 34. Closed Session
 - b) Land Acquisition *FOIP Section 27*

CARRIED UNANIMOUSLY

**ADOPTION OF
MINUTES**

Adoption of Minutes

518/22-07-05 Moved by D. Wiltse to approve the minutes of the June 21, 2022 Council meeting as amended: page 21 "she" should be "he."

CARRIED UNANIMOUSLY

**BUSINESS
ARISING**

Business Arising

Follow Up Action List

C. Swap reviewed the status of the action items.

519/22-07-05 Moved by D. Ekstrom to receive the Follow Up Action List for information.

CARRIED UNANIMOUSLY

CAO REPORT

CAO Report

Council - 1 Policy

C. Swap presented the Council-1 Policy for final review and approval.

520/22-07-05 Moved by C. Brooks to approve the Council-1 Policy.

CARRIED UNANIMOUSLY

PUBLIC WORKS

Public Works

Speed Limit Reduction Bylaw 1114-22

A. Saltesz presented Bylaw 1114-22 for three readings.

521/22-07-05 Moved by A. Heinrich to give first reading to Bylaw 1114-22.

CARRIED UNANIMOUSLY

522/22-07-05 Moved by K. Westerlund to give second reading to Bylaw 1114-22.

CARRIED UNANIMOUSLY

523/22-07-05 Moved by D. Wiltse to go to third reading for Bylaw 1114-22.

CARRIED UNANIMOUSLY

524/22-07-05 Moved by R. Swap to give third reading to Bylaw 1114-22.

CARRIED UNANIMOUSLY

Lease Road Maintenance Agreement

A. Saltesz presented a request for \$39,585.00 to ROAD-0229 for required improvements to the lease road located on NW-24-49-9-W5M.

525/22-07-05 Moved by R. Swap to approve \$39,585.00 to ROAD-0229 for required improvements to the lease road located on NW-24-49-9-W5M with funding taken from Engineering Structured Restricted Surplus.

CARRIED UNANIMOUSLY

Range Road 85 Drainage

R. Swap raised the concern of drainage on RR 85 north on HWY 621.

526/22-07-05 Moved by R. Swap to direct Administration to check out the drainage issues on Range Road 85 north of HWY 621.

CARRIED UNANIMOUSLY

**PLANNING &
DEVELOPMENT**

Planning and Development

Textual Amendment to Land Use Bylaw 1002-18 – Campground Definitions and Regulations

K. Sterling presented Bylaw 1104-22 for first reading.

527/22-07-05 Moved by D. Wiltse to give first reading to Bylaw 1104-22 proposing to delete the existing definition of Campground and provide new definitions and regulations for campground, Major, Campground, Minor and Group Campsites, and that the Public Hearing for Bylaw 1104-22 be scheduled for 10:15 am on August 9, 2022.

D. Wiltse requested permission to withdraw her motion.

MOTION 527/22-07-05 WITHDRAWN

528/22-07-05 Moved by A. Heinrich to table Bylaw 1104-22 to August 9, 2022.

CARRIED UNANIMOUSLY

Bylaw 1116-22 Textual Amendment to Land use Bylaw 1002-18 - Removal of minimum floor area Area Structure Plan Template

K. Sterling presented Bylaw 1116-22 for first reading.

529/22-07-05 Moved by R. Swap to give first reading to Bylaw 1116-22 proposing to delete reference to minimum floor area within AG, AGH, CR, CCR, and HR districts, and that the Public Hearing for Bylaw 1116-22 be scheduled for 10:30 a.m. on August 9, 2022.

CARRIED UNANIMOUSLY

Area Structure Plan Template

K. Sterling presented information regarding how many parcels can be subdivided without an area structure plan and requested Council's direction.

530/22-07-05 Moved by A. Heinrich to direct Administration to bring forward options for possible one extra subdivision of quarter section and include public consultation on the subject.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 9:55 a.m. and the meeting resumed at 10:02 a.m.

**PUBLIC
HEARING**

**Bylaw 1109-22 to Rezone a Portion of NE 30-47-4-W5M from
Agricultural (AG) to Agricultural Holdings (AGH)**

531/22-07-05 Moved by A. Heinrich that the regular Council meeting of July 5, 2022 proceed into public hearing at 10:02 a.m. for Bylaw 1109-22.

CARRIED UNANIMOUSLY

M. Martindale presented Bylaw 1109-22 for second and third readings.

Public Input: None

532/22-07-05 Moved by C. Brooks that the regular Council Meeting of July 5, 2022 come out of public hearing at 10:05 a.m.

CARRIED UNANIMOUSLY

533/22-07-05 Moved by K. Westerlund to give second reading to Bylaw 1109-22.

CARRIED UNANIMOUSLY

534/22-07-05 Moved by D. Wiltse to give third reading to Bylaw 1109-22.

CARRIED UNANIMOUSLY

**PLANNING &
DEVELOPMENT**

Planning and Development

**Land Use Bylaw Amendment Bylaw 1115-22 to Rezone Pt SE 15-49-7-W5M from
Agricultural (AG) to Agricultural Holdings (AGH)**

C. Dyck presented Bylaw 1115-22 for first reading.

535/22-07-05 Moved by K. Westerlund to give first reading to Bylaw 1115-22 proposing Pt SE 15-49-7-W5M [± 10.06 ac (± 4.27 ha)] be rezoned from Agricultural (AG) to Agricultural Holdings (AGH) as shown on the attached Schedule A, and that the Public Hearing for Bylaw 1115-22 be scheduled at 10:00 a.m. on August 9, 2022.

CARRIED UNANIMOUSLY

**AGRICULTURAL
SERVICES**

Agricultural Services

Appointment of Additional Weed Inspectors

E. McAdam requested that the current sprayers be appointed as Weed and Pest inspectors for ease of access across private land for the Hawkweed Program.

536/22-07-05 Moved by C. Brooks to appoint Shaye Summerfeld, Aidan Lorenson, and Ashley Babcook as Weed and Pest Inspectors under the legislation of *Alberta Weed Control Act* and *Agricultural Pest Act* until termination of employment.

CARRIED UNANIMOUSLY

FINANCE

Finance

Bank Reconciliation Statement May 31, 2022

537/22-07-05 Moved by D. Wiltse to receive the bank reconciliation statement for information.

CARRIED UNANIMOUSLY

**GENERAL
MATTERS**

General Matters

Respect in Workplace Training

538/22-07-05 Moved by K. Westerlund to receive item 12. a) Respect in the Workplace Training for information.

CARRIED UNANIMOUSLY

**PUBLIC
HEARING**

Northern Thunder Ranch Proposed Development within SE 3-50-7-W5M

539/22-07-05 Moved by D. Ekstrom that the regular Council meeting of July 5, 2022 proceed into public hearing at 10:15 a.m. for the proposed development Northern Thunder Ranch within SE 3-50-07-W5M.

CARRIED UNANIMOUSLY

C. Dyck presented information regarding the proposed development.

Public Input:

Dan Anderson, Developer: provided Council with information regarding his proposal and history of the development; he is an author and ex racer; purchased the QRC racing program to allow people to graduate and teach children respect of racing; he has 18 grandchildren and wants to build a racing school; the current land has a track inside a track and is the only one in western Canada; he believes his business works, his passion works, and he is too old to party and be red neck; he does not want to disturb neighbours just wants a school.

540/22-07-05 Moved by A. Heinrich to table the public hearing of Northern Thunder Ranch until after the 10:30 a.m. public hearing.

CARRIED UNANIMOUSLY

**PUBLIC
HEARING**

Bylaw 1110-22 Land Use Bylaw Amendment to Rezone Pt SE 24-48-9-W5M from Agricultural (AG) to Agricultural Holdings (AGH)

541/22-07-05 Moved by D. Ekstrom that the regular Council meeting of July 5, 2022 proceed into public hearing at 10:33 a.m. for Bylaw 1110-22.

CARRIED UNANIMOUSLY

C. Dyck presented Bylaw 1110-22 for second and third readings.

Public Input: None

542/22-07-05 Moved by C. Brooks that the regular Council Meeting of July 5, 2022 come out of public hearing at 10:35 a.m.

CARRIED UNANIMOUSLY

543/22-07-05 Moved by D. Ekstrom to give second reading to Bylaw 1110-22.

CARRIED UNANIMOUSLY

544/22-07-05 Moved by D. Wiltse to give third reading to Bylaw 1110-22.
CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 10:37 a.m. and the meeting resumed at 10:41 a.m.

Northern Thunder Ranch Proposed Development within SE 3-50-7-W5M

Reeve B. Guyon reconvened the Public Hearing for the Northern Thunder Ranch proposed development.

Dan Anderson continued his presentation on the Northern Thunder Ranch proposed development and emphasized it as a school and not a disruptive event.

545/22-07-05 Moved by D. Ekstrom to table the public hearing until after the public input session.

CARRIED UNANIMOUSLY

**PUBLIC INPUT
SESSION**

Public Input Session

Reeve B. Guyon opened the Public Input Session at 10:58 a.m.

Dave Thesen was unable to pay his taxes on time as he was on a motorcycle trip and missed the tax deadline by one day. He lost his 30% discount and was charged a 1% penalty. He requested Council to reimburse his discount and penalty.

Reeve B. Guyon closed the Public Input Session at 11:03 a.m.

546/22-07-05 Moved by R. Swap to add Mr. Thesen's issue to the agenda as item 12. b) Ratepayer Concerns.

CARRIED UNANIMOUSLY

Northern Thunder Ranch Proposed Development within SE 3-50-7-W5M

Reeve B. Guyon reconvened the Public Hearing for the Northern Thunder Ranch proposed development.

Public Input:

Donna and Dallas Kisser live at 49513 RR 72, one mile south of the track, their concern is purely the noise created by the activities; they want to enjoy their existing quality of life and are concerned about the progression to larger cars and events; they have lived there for 28 years and dealt with the original races in the past with noise every weekend; they are concerned with a school operating Monday to Friday plus events; they suggested building it in the bush away from a hamlet or populated area; they asked Council if they would want to live next to a revving engine?

Mark Kolenc lives to the south of development, this is the third time he has been before Council to discuss this type of development and stated it would destroy his property value due to the noise pollution; he has spent money on his home and he will be forced to move if this development is approved.

Garry Mastre lives 1.5 miles away from the development; he commented that the last time the events took place the noise was extreme at times; he likes the concept for kids, but knows it will get bigger and noisier; he agrees that this is the wrong place for this development.

Susan Kelly lives a quarter mile from the area, provided Council with a copy of her presentation; she expressed her concerns with development; thanked Council for expanding the referral area; she spoke to the use and enjoyment of her property; she found the application confusing and does not feel she has been fully informed; she spoke to past and recent events and that they were disturbing; she was not notified of safe grad; she is concerned that events will still occur even if the development permit is denied; she requested Council deny the application.

Reverend Chris Cook a resident of Rocky Rapids spoke to the developer's presentation and his failure to answer concerns of noise, and fuel oil odor; he feels this development is an incompatible use of the land; he asked if this application is rejected is there still some aspects that may go forward?

Cynthia Cook, resident of Rocky Rapids, stated that she is concerned for the animals in the area and quiet enjoyment of her property; she does not want to listen to a lawn mower engine for 5 days a week; she asked Council to not approve the application.

K. Westerlund mentioned the many letters in the agenda of concerned residents that were not able to attend today.

Dan Anderson responded that he has spoken with two individuals that wrote letters; he will have 2-3 major events a year not every weekend; his sanctioning bodies have their own noise bylaws; he can mitigate the noise; there will not always be racing as there is classroom time; he would make it comfortable for the neighbourhood; he would like the residents and County to be proud of the facility; this is a family ordeal starting with a school; the safe grads were not his events; he would like to work with the residents; he mentioned that they would be hosting test and tune days and spoke to similar race tracks in cities.

Reeve asked that Mr. Anderson address all the concerns raised today in writing and bring back to Council.

A. Heinrich encouraged an advertised evening public meeting and suggested considering other pieces of property.

R. Swap requested noise levels and examples be included in the next presentation.

Mark Kolenc commented that last time this was around he measured the noise level and it was just under the bylaw's acceptable levels, but was just as aggravating; he wants Mr. Anderson to understand and address this appropriately.

Chris Cook commented that he was offended by the word "redneck" and questioned how the school could run in May when regular school was in session?

Dallas Kissner asked why does Mr. Anderson want to ruin their lives, and that by allowing this school Council will ruin their lives.

547/22-07-05 Moved by K. Westerlund to come out of public hearing at 11:58 a.m.

CARRIED UNANIMOUSLY

548/22-07-05 Moved by A. Heinrich to direct the Applicant to work with Administration to have a more complete detailed package brought back to Council on how he will address all the resident concerns and hold an advertised public evening consultation meeting with the residents.

IN FAVOUR

A. Heinrich

D. Wiltse

R. Swap

B. Guyon

C. Brooks

K. Westerlund

OPPOSED

D. Ekstrom

CARRIED

549/22-07-05 Moved by A. Heinrich to direct Administration to look into Mr. Thesen's tax payment concern and bring back information after lunch if possible.

IN FAVOUR

A. Heinrich

D. Wiltse

R. Swap

B. Guyon

C. Brooks

K. Westerlund

OPPOSED

D. Ekstrom

CARRIED

Reeve called for a break at 12:05 p.m. and the meeting resumed at 12:50 p.m.

550/22-07-05 Moved by K. Westerlund to add item 33. d) Aquatic Centre Committee Request.

CARRIED UNANIMOUSLY

David Thesen Tax Concern

C. Swap provided the details of Mr. Thesen's request for tax relief.

551/22-07-05 Moved by D. Ekstrom to direct Administration to respond to Mr. Thesen in writing with the relevant information as discussed.

IN FAVOUR

B. Guyon
D. Ekstrom
C. Brooks
K. Westerlund

OPPOSED

A. Heinrich
R. Swap
D. Wiltse

CARRIED

552/22-07-05 Moved by D. Wiltse to deny Mr. Thesen's request.

IN FAVOUR

A. Heinrich
C. Brooks
D. Wiltse
K. Westerlund

OPPOSED

D. Ekstrom
B. Guyon
R. Swap

CARRIED

**DELEGATIONS/
APPOINTMENTS**

Delegations/Appointments

Eagle Point Blue Rapids 2021 Annual Report

Sandra Bannard and Kathy Schwengler presented the annual report from Eagle Point Blue Rapids.

553/22-07-05 Moved by K. Westerlund to receive the report from Eagle Point Blue Rapids for information.

CARRIED UNANIMOUSLY

Municipal Energy Manager Year-1 Report

Aman Tirwari presented the Municipal Energy Manager Year-1 report.

554/22-07-05 Moved by D. Ekstrom to receive the report from the Municipal Energy Manager for information.

CARRIED UNANIMOUSLY

**CORRESPONDENCE
ITEMS**

Correspondence/Items for Information

RCMP re: Rural Municipalities of Alberta Conference Spring 2022 Follow Up

555/22-07-05 Moved by R. Swap to receive the correspondence from the RCMP for information.

CARRIED UNANIMOUSLY

Alberta Energy re: Crypto-currency

556/22-07-05 Moved by A. Heinrich to direct Administration to reply back to the Minister that lease agreements between landowners and oil companies is for the production of oil and gas only and not for other purposes.

CARRIED UNANIMOUSLY

**COMMITTEE
REPORTS**

Committee Reports

Agricultural Service Board Member's Report (ASB)

Councillor D. Ekstrom provided a report regarding the Agricultural Service Board.

Municipal Planning Commission Member's Report (MPC)

Councillor D. Wiltse provided a report regarding the Municipal Planning Commission.

Brazeau Seniors Foundation Report

No Report

Drayton Valley Municipal Library Board

Councillor R. Swap provided a report regarding the Drayton Valley Municipal Library Board.

Breton Municipal Library Board

Councillor A. Heinrich provided a report regarding the Breton Municipal Library Board.

West Central Airshed Society

Councillor C. Brooks provided a report regarding the West Central Airshed Society.

Yellowhead Regional Library Board

No Report

Drayton Valley and District FCSS

Councillor D. Wiltse provided a report regarding the FCSS committee.

North Saskatchewan Watershed Alliance

Reeve B. Guyon provided a report regarding the North Saskatchewan Watershed Alliance.

Eagle Point/Blue Rapids Parks Council (EPBR)

Councillor D. Wiltse provided a report regarding the EPBR Parks Council.

Pembina Area Synergy Group

No Report

Physician Recruitment and Retention Committee

No Report

Health Action Subcommittee

No Report

Eleanor Pickup Arts Centre (EPAC)

No Report

Breton and District Family Community Support Services (FCSS)

No Report

Alternative Land Use Service Partnership Advisory Committee (ALUS PAC)

No Report

Recreation Board

No report

Warburg Seed Cleaning Plant Board

Reeve B. Guyon provided a report regarding the Warburg Seed Cleaning Plant.

Police and Crisis Team

No Report

DV and District Community Learning Association Board (DVDCLAB)

No Report

557/22-07-05 Moved by A. Heinrich to receive the Councillor Reports for information.

CARRIED UNANIMOUSLY

**MEETING
DATES**

Meeting Dates

July 19, 2022 Council Meeting

558/22-07-05 Moved by K. Westerlund to cancel July 19, 2022 regular Council meeting.

CARRIED UNANIMOUSLY

559/22-07-05 Moved by K. Westerlund to direct Administration to schedule legal counsel of either Brownlee LLP, Reynolds Mirth Richards and Farmer LLP, or Shores Jardine LLP to be present for the July 18, 2022 Code of Conduct workshop.

IN FAVOUR

A. Heinrich

D. Wiltse

C. Brooks

K. Westerlund

OPPOSED

R. Swap

B. Guyon

D. Ekstrom

CARRIED

DVB Aquatic Centre Committee Wine and Cheese and Tour Event July 18, 2022 3:30 p.m. MacKenzie Centre

560/22-07-05 Moved by K. Westerlund allow Council to attend the DVB Aquatic Center event.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 2:20 p.m. and the meeting resumed at 2:26 p.m.

**CLOSED
SESSION**

Closed Session

561/22-07-05 Moved by D. Ekstrom that the regular Council Meeting of July 5, 2022 proceed into 'closed session' at 2:26 p.m. for the purpose of discussing:

a) Personnel/CAO Recruitment Discussion *FOIP Section 19*

b) Land Acquisition *FOIP Section 27*

CARRIED UNANIMOUSLY

A. Saltesz joined the closed session at 2:29 p.m. for the purpose of discussion Land Acquisition FOIP Section 27.

A. Saltesz left the closed session at 3:01 p.m.

562/22-07-05 Moved by K. Westerlund that the regular Council Meeting of July 5, 2022 come out of 'closed session' at 3:31 p.m.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 3:32 p.m. to allow the public ample time to return and the meeting resumed at 3:35 p.m.

563/22-07-05 Moved by A. Heinrich to direct Administration to research road contract options.

CARRIED UNANIMOUSLY

564/22-07-05 Moved by D. Wiltse to direct Administration to engage recruitment firms

CARRIED UNANIMOUSLY

565/22-07-05 Moved by R. Swap to call a Special Council meeting on July 18, 2022 for the purpose of selecting a CAO recruitment firm.

CARRIED UNANIMOUSLY


566/22-07-05 Moved by D. Ekstrom to appoint C. Swap as Acting CAO affect July 23, 2022 12:01 a.m.

CARRIED UNANIMOUSLY

ADJOURNMENT

567/22-07-05 Moved by R. Swap that the regular Council Meeting of July 5, 2022 adjourn at 3:38 p.m.

CARRIED UNANIMOUSLY



Reeve



Executive Assistant