

MINUTES OF THE REGULAR COUNCIL MEETING OF BRAZEAU COUNTY, HELD IN THE COUNTY ADMINISTRATION BUILDING, COUNCIL CHAMBERS IN BRAZEAU COUNTY ON TUESDAY 2022 11 22

CALL TO ORDER

Reeve B. Guyon called the meeting to order at 8:57 a.m.

PRESENT

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

ANNIVERSARY PRESENTATION

Councillor D. Wiltse presented Donna and Arnold Olson with a commemorative clock in honour of their 60th Wedding Anniversary.

C. Brooks joined the meeting at 9:00 a.m.

URGENT ADDITIONS AND ADOPTION OF AGENDA

Addition to and Adoption of Agenda

955/22-11-22 Moved by D. Ekstrom to approve the agenda with the following additions:

5. Delegations

1:30 p.m. Citizen Appreciation Program: Bob Baumann

15.Meeting Dates

c) Invitation to Paul Harris Fellowship Awards Nov 24, 2022

7. Public Works

e) Equipment Replacement Policy

CARRIED UNANIMOUSLY

**ADOPTION OF
MINUTES**

Adoption of Minutes

956/22-11-22 Moved by A. Heinrich to approve the minutes of the October 18, 2022 Regular Council meeting as amended Motion 836/22-10-18
A. Heinrich opposed, K. Westerlund in favour.

CARRIED UNANIMOUSLY

957/22-11-22 Moved by D. Wiltse to approve the minutes of the October 19, 2022 Organizational meeting as amended motion 859/22-10-19
"to remove."

CARRIED UNANIMOUSLY

958/22-11-22 Moved by R. Swap to approve the minutes of the October 21, 2022 Special Council meeting as presented.

CARRIED UNANIMOUSLY

**BUSINESS
ARISING**

Business Arising

Follow Up Action List

C. Swap reviewed the status of the action items.

959/22-11-22 Moved by D. Wiltse to receive the Follow Up Action List for information.

CARRIED UNANIMOUSLY

CAO REPORT

CAO Report

Secretary/Clerk Appointments

C. Swap presented an opportunity for Council to appoint by motion clerks to various boards.

960/22-11-22 Moved by D. Ekstrom to appoint the Agricultural Fieldman or designate as secretary to the Agricultural Service Board.

CARRIED UNANIMOUSLY

961/22-11-22 Moved by A. Heinrich to appoint the Director of Community Services or designate as Secretary to the Municipal Planning Commission.

CARRIED UNANIMOUSLY

962/22-11-22 Moved by D. Ekstrom to appoint the CAO or designate as Secretary to the Subdivision and Development Appeal Board.

CARRIED UNANIMOUSLY

963/22-11-22 Moved by D. Ekstrom to appoint the Tax Assessment Coordinator as the Clerk to the LARB and CARB.

CARRIED UNANIMOUSLY

PER-11 Respectful Workplace Policy

C. Swap presented the Respectful Workplace Policy for Council's review and approval.

964/22-11-22 Moved by D. Wiltse to approve PER-11 Respectful Workplace Policy as presented.

CARRIED UNANIMOUSLY

**PLANNING &
DEVELOPMENT**

Planning and Development

Land Use Bylaw Amendment Bylaw 1126-22

M. Martindale presented Bylaw 1126-22 to Rezone a Portion of Pt. SW 8-48-8-W5M from Agricultural (AG) to Agricultural Holdings (AGH).

965/22-11-22 Moved by D. Ekstrom to give First Reading to Bylaw 1126-22 proposing a portion of Pt. SW 8-48-8-W5M [± 20.00 ac (± 8.08 ha)] be rezoned from Agricultural (AG) to Agricultural Holdings (AGH) as shown on the attached Schedule A, and that the Public Hearing for Bylaw 1126-22 be scheduled at 10:00 AM on December 20, 2022.

CARRIED UNANIMOUSLY

Land Use Bylaw Amendment Bylaw 1127-22

M. Martindale presented Bylaw 1127-22 to Rezone a Portion of NW 5-48-8-W5M from Agricultural (AG) to Agricultural Holdings (AGH).

966/22-11-22 Moved by R. Swap to give First Reading to Bylaw 1127-22 proposing a portion of NW 5-48-8-W5M [± 30.0 ac (± 12.12 ha)] be rezoned from Agricultural (AG) to Agricultural Holdings (AGH) as shown on the attached Schedule A, and that the Public Hearing for Bylaw 1127-22 be scheduled at 10:15 AM on December 20, 2022.

CARRIED UNANIMOUSLY

Land Use Bylaw Amendment Bylaw 1128-22

C. Dyck presented Bylaw 1128-22 to Rezone NW 10-50-5-W5M from Agricultural (AG) to Agricultural Holdings (AGH).

967/22-11-22 Moved by A. Heinrich give First Reading to Bylaw 1128-22 proposing a portion of NW 10-50-5-W5M [± 5.00 ac (± 2.02 ha)] be rezoned from Agricultural (AG) to Agricultural Holdings (AGH) as shown on the attached Schedule A, and that the Public Hearing for Bylaw 1128-22 be scheduled at 10:30 AM on December 20, 2022.

CARRIED UNANIMOUSLY

Municipal Development Plan - Area Structure Plan and Subdivision Related Policies

K. Sterling presented the legal interpretation of waiving of polices within the Municipal Development Plan.

968/22-11-22 Moved by C. Brooks to direct Administration to bring options to Council to amend the MDP policies 11, 13 and 14 to allow for the fifth subdivision on a quarter section of land without an Area Structure Plan, in limited circumstances.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 9:46 a.m. and the meeting resumed at 9:51 am.

K. Westerlund joined the meeting by telephone at 9:57 a.m.

Noise Related to Cryptocurrency Mining Operation

K. Sterling presented an update report on the ongoing concerns with the existing cryptocurrency mining operation located within the County.

PUBLIC HEARING

Public Hearing

Road Closure Bylaw 1117-22

969/22-11-22 Moved by C. Brooks that the regular Council meeting of November 22, 2022 proceed into public hearing for Bylaw 1117-22 at 10:01 a.m.

CARRIED UNANIMOUSLY

A. Saltesz presented Bylaw 1117-22 proposing to permanently close a portion of statutory road allowance described as adjacent to SE-18-50-11-W5M, SW-17-50-11-W5M, NE-7-50-11-W5M & NW-8-50-11-W5M and have the portion(s) consolidated into the land owned by the adjacent landowner.

Public Input: None

970/22-11-22 Moved by D. Ekstrom that the regular Council meeting of November 22, 2022 come out of public hearing at 10:04 a.m.

CARRIED UNANIMOUSLY

Noise Related to Cryptocurrency Mining Operation

Discussion continued.

PUBLIC HEARING

Public Hearing

Road Closure Bylaw 1118-22

971/22-11-22 Moved by R. Swap that the regular Council meeting of November 22, 2022 proceed into public hearing for Bylaw 1118-22 at 10:15 a.m.

CARRIED UNANIMOUSLY

A. Saltesz presented Bylaw 1118-22 proposing to permanently close a portion of statutory road allowance described as following: plan 236eu all that portion of road lying within the northeast quarter of section ten (10) township forty-nine (49) range five (5) west of the fifth meridian excepting thereout all mines and minerals; and have the portion consolidated into the land owned by the adjacent landowner Pt. NE 10-49-5-W5M (5217 Twp Rd 492)

Public Input: None

972/22-11-22 Moved by A. Heinrich that the regular Council meeting of November 22, 2022 come out of public hearing at 10:18 a.m.

CARRIED UNANIMOUSLY

Noise Related to Cryptocurrency Mining Operation

Discussion continued.

973/22-11-22 Moved by A. Heinrich to direct Administration to develop a white paper in regard to all the issues and impacts of cryptocurrency mining operations as discussed and bring back to a future council meeting.

CARRIED UNANIMOUSLY

PUBLIC HEARING

Public Hearing

Land Use Bylaw Amendment Bylaw 1124-22

974/22-11-22 Moved by A. Heinrich that the regular Council meeting of November 22, 2022 proceed into public hearing for Bylaw 1124-22 at 10:32 a.m.

CARRIED UNANIMOUSLY

M. Martindale presented Bylaw 1124-22 proposing a portion of Pt. NE 1-49-5-W5M [± 14.0 ac (± 5.68 ha)] be rezoned from Agricultural (AG) to Agricultural Holdings (AGH) for second and third readings.

Public Input: Sara Neveau spoke in favour of the application.

975/22-11-22 Moved by D. Ekstrom that the regular Council meeting of November 22, 2022 come out of public hearing at 10:36 a.m.

CARRIED UNANIMOUSLY

976/22-11-22 Moved by A. Heinrich to give second reading to Bylaw 1124-22.

CARRIED UNANIMOUSLY

977/22-11-22 Moved by C. Brooks to give third reading to Bylaw 1124-22.

CARRIED UNANIMOUSLY

Community Standards Bylaw Amendment – Bylaw 1098-22 and Policy PD-17 Planning and Development Education and Enforcement Policy

K. Sterling presented options for consideration regarding Bylaw 1098-22 and PD-17 to find a way to eliminate noise from trailers at gravel pit sites.

PUBLIC HEARING

Public Hearing

Land Use Bylaw Amendment Bylaw 1125-22

978/22-11-22 Moved by D. Ekstrom that the regular Council meeting of November 22, 2022 proceed into public hearing for Bylaw 1125-22 at 10:46 a.m.

CARRIED UNANIMOUSLY

C. Dyck presented Bylaw 1125-22 to Rezone SE 33, NE 28 & Pt SE 28-49-7-W5M from Institutional (I) to Airport Land (AL).

Public Input: Tom Schroeder spoke in favour of the application.

979/22-11-22 Moved by D. Wiltse that the regular Council meeting of November 22, 2022 come out of public hearing at 10:49 a.m.

CARRIED UNANIMOUSLY

980/22-11-22 Moved by A. Heinrich to give second reading to Bylaw 1125-22.

CARRIED UNANIMOUSLY

981/22-11-22 Moved by C. Brooks to give third reading to Bylaw 1125-22.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 10:51 a.m. and the meeting resumed at 11:00 a.m.

**PUBLIC INPUT
SESSION**

Public Input Session

Reeve B. Guyon opened the Public Input Session at 11:02 a.m.

Alan Taylor asked about his code of conduct complaint as it has been over a year. He will be contacting the ombudsman.

Reeve B. Guyon closed the Public Input Session at 11:04 a.m.

982/22-11-22 Moved by A. Heinrich to add to the agenda immediately to address Mr. Taylor's question.

CARRIED UNANIMOUSLY

Code of Conduct

Council stated that they have a meeting on November 24, 2022 to discuss the code of conduct complaint.

K. Westerlund left the meeting at 11:09 a.m.

**PLANNING &
DEVELOPMENT**

Planning and Development

Community Standards Bylaw Amendment – Bylaw 1098-22 and Policy PD-17 Planning and Development Education and Enforcement Policy

Discussion continued.

983/22-11-22 Moved by D. Wiltse to amend Bylaw 1098-22, as outlined in Option 1 and 2 on page 230 of the agenda.

CARRIED UNANIMOUSLY

984/22-11-22 Moved by C. Brooks to give second reading to Bylaw 1098-22 as amended.

CARRIED UNANIMOUSLY

985/22-11-22 Moved by A. Heinrich to give third reading to Bylaw 1098-22 as amended.

CARRIED UNANIMOUSLY

986/22-11-22 Moved by D. Wiltse that Council gives Administration the go ahead to provide a decision matrix into PD-17 and bring it back to Council.

CARRIED UNANIMOUSLY

PUBLIC WORKS

Public Works

Culvert Replacement Cost Comparison

A. Saltesz presented a cost comparison regarding excavation versus drilling on RR 52 and Twp 494 project.

987/22-11-22 Moved by D. Ekstrom to receive the update report on Culvert Replacement Cost Comparison for information.

CARRIED UNANIMOUSLY

Rocky Rapids Water Well Update

A. Saltesz and D. Mulroy presented quotes for a new water well at the Rocky Rapids Water Station.

988/22-11-22 Moved by D. Wiltse to direct Administration to proceed in engaging a consultant to drill an observation well, production well, and submit water test analysis on Brazeau County's behalf to a maximum of \$150,000 at the current water treatment facility to create a new production well that will meet all requirements from Alberta Environment and Parks.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 11:57 p.m. and the meeting resumed at 12:47 p.m.

989/22-11-22 Moved D. Ekstrom to move 9. Agricultural Services a) & b) forward on the agenda to now.

CARRIED UNANIMOUSLY

AGRICULTURAL SERVICES

Agricultural Services

Mountain Pine Beetle Update

A. Kynoch presented the results of the 2022 Mountain Pine Beetle Program.

990/22-11-22 Moved by D. Ekstrom to receive the Mountain Pine Beetle report for information.

CARRIED UNANIMOUSLY

K. Westerlund joined the meeting at 12:54 p.m.

Agricultural Services Department Report of Activities 2022

A. Kynoch presented the Agricultural Services activities and programs.

991/22-11-22 Moved by D. Ekstrom to receive the Agricultural Services Update report for information.

CARRIED UNANIMOUSLY

**DELEGATIONS/
APPOINTMENTS**

Delegations/Appointments

RCMP

S/Sgt. Dwayne Moore Breton Detachment and Cst. Cam Turner Drayton Valley Detachment presented their quarterly updates to Council.

PUBLIC WORKS

Public Works

Equipment Replacement Policy

C. Swap reported that the policy changes will be addressed during budget meetings with regards to equipment and replacement of.

992/22-11-22 Moved by D. Ekstrom to add to the agenda Moose Hill Bridge BF 70530.

CARRIED UNANIMOUSLY

993/22-11-22 Moved by D. Ekstrom to direct Administration to bring back information and recommendations for speed and weight reduction restrictions for bridge file 70530 for the December 6, 2022 meeting.

IN FAVOUR

D. Wiltse
R. Swap
B. Guyon
D. Ekstrom
C. Brooks
K. Westerlund

OPPOSED

A. Heinrich

CARRIED

994/22-11-22 Moved by K. Westerlund to receive the RCMP presentation for information.

CARRIED UNANIMOUSLY

CITIZEN APPRECIATION: Bob Baumann

Council presented Bob Baumann with a citizen appreciation award.

STARS

Glenda Farnden presented the STARS annual update and asked for fixed funding support in the amount of \$16,500.00.

995/22-11-22 Moved by D. Wiltse to change our STARS donation from \$2 per capita to \$16,500.00 annually.

CARRIED UNANIMOUSLY

FINANCE

Finance

Bank Reconciliation Statement as of September 30, 2022

996/22-11-22 Moved by K. Westerlund to receive the Bank Reconciliation Statement as of September 30, 2022 for information.

CARRIED UNANIMOUSLY

Arbitration and Appeal Costs

997/22-11-22 Moved by A. Heinrich to receive the Arbitration and Appeal Costs for information.

CARRIED UNANIMOUSLY

Tax Recovery Auction

C. Swap requested February 15, 2023 be set as the tax recovery auction date.

Reeve B. Guyon left the meeting at 1:59 p.m. and Deputy Reeve C. Brooks assumed the chair.

Reeve B. Guyon returned to the meeting at 2:06 p.m.

998/22-11-22 Moved by D. Ekstrom to approve the date of February 15, 2023 for the tax recovery auction for the listed properties.

CARRIED UNANIMOUSLY

Reeve B. Guyon resumed the chair.

**GENERAL
MATTERS**

General Matters

K. Westerlund left the meeting at 2:16 p.m.

Ombudsman Resource Manual New South Wales

D. Ekstrom spoke the resource manual from New South Wales.

999/22-11-22 Moved by D. Ekstrom to direct Administration to bring back the Ombudsman Resource Manual New South Wales after the Code of Conduct Bylaw has been signed and sealed.

CARRIED UNANIMOUSLY

Draft Resolution re: Rural Crime

C. Brooks presented the draft resolution on rural crime.

1000/22-11-22 Moved by C. Brooks to direct Administration to submit the draft resolution re: Rural Crime to the January 23, 2023 Pembina Zone meeting.

CARRIED UNANIMOUSLY

**CORRESPONDENCE
ITEMS**

Correspondence/Items for Information

Lynn Oberle re: Recover, Chestermere and Racetrack

1001/22-11-22 Moved by D. Wiltse to direct Administration to bring the Procedural Bylaw regarding correspondence for agendas back to the November 24, 2022 agenda.

IN FAVOUR

D. Wiltse
R. Swap
B. Guyon
D. Ekstrom

OPPOSED

C. Brooks
A. Heinrich

CARRIED

Reeve B. Guyon called for a break at 2:39 p.m. and the meeting resumed at 2:50 p.m.

1002/22-11-22 Moved by D. Wiltse to discuss the Les Huber letter received today at the budget meeting on November 24, 2022.

IN FAVOUR

D. Wiltse
R. Swap
B. Guyon
C. Brooks

OPPOSED

A. Heinrich
D. Ekstrom

CARRIED

Nicole Fuhrer re: RR 83

1003/22-11-22 Moved by A. Heinrich to direct Administration to respond to Ms. Fuhrer in writing regarding new insurance processes and refusal of her request for support.

CARRIED UNANIMOUSLY

**COUNCILLOR
REPORTS**

Councillor Reports

Councillor Reports September 2022

Reeve B. Guyon attended:

- Code of Conduct
- Regular Council x 2
- CAO Recruitment
- Code of Conduct
- NSWA
- Special Council Meeting
- Speaking at Round Dance

Councillor D. Ekstrom attended:

- Code of Conduct
- Regular Council x 2
- Contracting
- Code of Conduct
- Special Council Meeting

Councillor A. Heinrich attended:

- Code of Conduct
- Regular Council x 2
- ASB
- Breton Library Board
- CAO Search Meeting
- Meeting with Lawyers
- Special Council Meeting

Councillor K. Westerlund attended:

- Code of Conduct Bylaw Workshop
- Regular Council x 2
- Brazeau Gymnastics Tour - no charge
- Physician Recruitment Committee Meeting
- Drayton Valley Mayors Gala - no charge
- DV & District Learning Association
- Elanor Pickup Arts Centre Committee Meeting
- CAO Recruitment Meeting
- Code of Conduct Bylaw Workshop

- Physician Recruitment Committee Meeting
- Special Council Meeting

Councillor R. Swap attended:

- Code of Conduct
- Regular Council Meeting x 2
- ASB Meeting
- Library Meeting
- Short List Meeting
- Code of Conduct DLA Piper
- Special Council Meeting Code of Conduct

Councillor C. Brooks attended:

- Code of Conduct Consultation with Legal Counsel
- Regular Council Meeting x 2
- Mayors Gala - no charge
- CAO Search Short List Presentation
- Code of Conduct Consultation
- Brazeau Foundation
- Special Council Meeting
- RCMP Ball - no charge

Councillor D. Wiltse attended:

- Code of Conduct Discussion
- Regular Council Meeting x 2
- Know B4 Training
- RMA LGFF talks
- EPBR
- CAO Short List
- DLA Piper
- Special Council Meeting

1004/22-11-22 Moved by D. Ekstrom to receive the Councillor Reports for information.

CARRIED UNANIMOUSLY

**MEETING
DATES**

Meeting Dates

WEC Meeting with Lac Ste Anne County and MLA Getson November 14, 2022

1005/22-11-22 Moved by D. Wiltse to ratify the Reeve's meeting with MLA Getson November 14, 2022.

CARRIED UNANIMOUSLY

Lunch with Town of Drayton Valley Council December 14, 2022

1006/22-11-22 Moved by D. Ekstrom approve all of Council to attend the lunch with the Town of Drayton Valley on December 14, 2022.
CARRIED UNANIMOUSLY

Paul Harris Fellowship Awards Nov 24, 2022

1007/22-11-22 Moved by D. Wiltse to authorize Council to attend the Rotary Paul Harris Fellowship Awards Nov 24, 2022 at 5:30 p.m.
CARRIED UNANIMOUSLY

**CLOSED
SESSION**

Closed Session

1008/22-11-22 Moved by D. Ekstrom that the regular Council Meeting of November 22, 2022 proceed into 'closed session' at 3:04 p.m. for the purpose of discussing:
a) Land *FOIP Section 25*
b) Animal Control *FOIP Section 20*
CARRIED UNANIMOUSLY

L. Chambers joined the closed session at 3:04 p.m. for the purpose of discussing Land *FOIP Section 25* and Animal Control *FOIP Section 20*.

1009/22-11-22 Moved by D. Ekstrom that the regular Council Meeting of November 22, 2022 come out of 'closed session' at 3:35 p.m.
CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 3:35 p.m. to allow the public ample time to return and the meeting resumed at 3:43 p.m.

1010/22-11-22 Moved by A. Heinrich to direct Administration to bring back more information regarding the land issue to the December 6, 2022 regular council meeting.
CARRIED UNANIMOUSLY

1011/22-11-22 Moved by D. Wiltse to receive the Animal Control discussion for information.
CARRIED UNANIMOUSLY

ADJOURNMENT

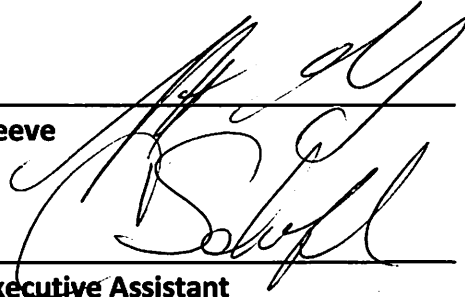
1012/22-11-22

Moved by A. Heinrich that the regular Council Meeting of
November 22, 2022 adjourn at 3:45 p.m.

CARRIED UNANIMOUSLY

Reeve

Executive Assistant

Handwritten signatures in black ink. The top signature is for the Reeve and the bottom signature is for the Executive Assistant. Both signatures are written over horizontal lines.