

**MINUTES OF CLEAR HILLS COUNTY  
REGULAR COUNCIL MEETING  
COUNTY COUNCIL CHAMBERS  
JULY 28, 2009**

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PRESENT	Frances Davis Pete Nykolyshyn Bonnie Bigam Brian Harcourt Jake Klassen William (Bill) Moedt Charlie Johnson	Reeve Deputy Reeve Councilor Councilor Councilor Councilor Councilor
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REGRETS	Ray Coad	CAO
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ATTENDING	Wendy Schmaltz Allan Rowe Audrey Bjorklund Charlotte Parker	CSM PWM CDM EA
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MEMBERS OF THE PUBLIC	Mike Radzick
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CALL TO ORDER	Reeve Davis called the meeting to order at 9:30 a.m.
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AGENDA  
**C546(07/28/09)**

**RESOLUTION by Councilor Klassen that Council adopts the Agenda governing the Regular Council Meeting of July 28, 2009 with the additional items, as listed. CARRIED.**

Additional Items  
- Acting CAO  
Appointment  
- Personnel  
- Konrad Road  
Construction

MINUTES  
**C547(07/28/09)**

**RESOLUTION by Councilor Moedt that Council adopts the minutes of the Regular Council Meeting of July 14, 2009 as presented. CARRIED.**

BUSINESS ARISING  
FROM MINUTES

COUNCIL

Senior Management  
Activity Report

The report from the Senior Management Activity Report was reviewed.

**C548(07/28/09)**

**RESOLUTION by Councilor Klassen that Council accepts for information the Senior Management Team Activity Report, as presented and discussed. CARRIED.**

**C549(07/28/09)**

**RESOLUTION by Councilor Johnson that Council directs administration to check on the status of letters written to Transportation, regarding the 50/50 offers that Clear Hills County proposed for paving of Hwy. 717 and 730. CARRIED.**

AAMD&C Northern  
Zone Meeting

The AAMD&C Northern Zone Meeting is scheduled for August 14, 2009 in Dixonville, Alberta.

**C550(07/28/09)**

**RESOLUTION by Councilor Moedt that Council approves the attendance of all Council for the AAMD&C Northern Zone Meeting, that is scheduled for Dixonville, AB. on August 14, 2009. CARRIED.**

Senior's Summer  
Driveway Grading  
Policy

The Senior's Summer Driveway Grading Policy was presented to Council for review and adoption.

**C551(07/28/09)**

**RESOLUTION by Councilor Harcourt that Council adopts the Senior's Summer Driveway Grading Policy (No. 3236), as presented, effective January 1, 2010.**

**Deputy Reeve Nykolyshyn requested a recorded vote.**

**For** \_\_\_\_\_ **Against**

**Councilor Bigam**

**Councilor Davis**

**Councilor Harcourt**

**Deputy Reeve Nykolyshyn**

**Councilor Johnson**

**Councilor Moedt**

**Councilor Klassen**

**CARRIED.**

**C552(07/28/09)**

**RESOLUTION by Councilor Bigam that this Council adjourn the meeting at 10:00 a.m. for the Public Hearing of Bylaw 124-09.**

**C553(07/28/09)**

**RESOLUTION by Councilor Klassen that this Council reconvene the regular meeting. CARRIED.**

Acting CAO

Appointment` Administration is requesting Council to appoint an acting CAO, in the absence of CAO, Ray Coad.

**C554(07/28/09) RESOLUTION by Councilor Johnson that this Council appoints the assistant CAO, Wendy Schmaltz, as Acting CAO, in the absence of CAO, Ray Coad, until a CAO is appointed. CARRIED.**

DELEGATIONS

Ben Giesbrecht Ben Giesbrecht will be in attendance for a presentation at 10:15 a.m.

**C555(07/28/09) RESOLUTION by Councilor Bigam that Council accepts for information the presentation by Ben Giesbrecht. CARRIED.**

Reeve Davis called for a break at 10:21 a.m. The meeting reconvened at 10:28 a.m.

Mike Radzick Mike Radzick will be in attendance for a presentation at 10:30 a.m.

**C556(07/28/09) RESOLUTION by Councilor Bigam that Council accepts for information the presentation by Mike Radzick. CARRIED.**

**C557(07/28/09) RESOLUTION by Deputy Reeve Nykolyszyn that Council directs administration to draft a letter to Mike Radzick and bring it back to Council for review at the Aug. 11, 2009 regular Council meeting. CARRIED.**

CHAMPS A delegation from CHAMPS will be in attendance at 10:45 a.m.

**C558(07/28/09) RESOLUTION by Councilor Johnson that Council accept CHAMPS revised budget and project; and release the \$25,000 for the capital grant. CARRIED.**

Reeve Davis called for a break at 11:26 a.m. The meeting re-convened at 11:33 a.m.

Rick McDonald Rick McDonald will be in attendance at 11:30 a.m. for a presentation.

**C559(07/28/09) RESOLUTION by Councilor Harcourt that Council goes in camera at 2:07 p.m. CARRIED.**

**C560(07/28/09) RESOLUTION by Councilor Johnson that Council comes out of camera at 1:07 a.m. CARRIED.**

**C561(07/28/09) RESOLUTION by Councilor Harcourt that Council accepts for information the presentation by Rick McDonald. CARRIED.**

- Genivar A delegation from Genivar will be in attendance at 1:00 p.m. for a presentation.
- C562(07/28/09) RESOLUTION by Councilor Harcourt that Council goes in camera at 2:07 p.m. CARRIED.**
- C563(07/28/09) RESOLUTION by Councilor Klassen that Council comes out of camera at 2:26 p.m. CARRIED.**
- C564(07/28/09) RESOLUTION by Councilor Moedt that Council accepts for information the delegation from Genivar. CARRIED.**
- C565(07/28/09) RESOLUTION by Councilor Johnson that Council directs administration to obtain budget for grading the first 25' of the new Worsley subdivision lots. CARRIED.**
- CORPORATE  
May Financial Report  
A financial report for the operations of the County for the month ended May 31, 2009 was provided for Council's review.
- C566(07/28/09) RESOLUTION by Councilor Johnson that Council accepts for information the financial report that ended May 31, 2009. CARRIED.**
- Accounts Payable  
A list of expenditures for Clear Hills County for the period of July 15, 2009 to July 28, 2009 was provided for Council's review and ratification.
- C567(07/28/09) RESOLUTION by Councilor Moedt that Council ratifies the expenditures for Clear Hills County for the period of July 15, 2009 to July 28, 2009 for a total of \$352,305.94. CARRIED.**
- Councilor Harcourt abstains from voting because of pecuniary interest.
- C568(07/28/09) RESOLUTION by Councilor Klassen that Council ratifies cheque no. 5235 a total of \$455.48 CARRIED.**
- Deputy Reeve Nykolyshyn abstains from voting because of pecuniary interest.
- C569(07/28/09) RESOLUTION by Councilor Klassen that Council ratifies cheque no. 5247 a total of \$5,533.50. CARRIED.**
- Reconsidering

Motion	Concerns on the procedures for reconsidering motion have arisen at a meeting of the Council of Clear Hills County. Administration researched the issue and wishes to provide the following explanation: Reconsidering motions: <ul style="list-style-type: none"><li>• Can be made only on the day the vote to be reconsidered was taken,</li><li>• Must be made by one who voted with the prevailing side, and</li><li>• Requires only a majority vote.</li></ul>
<b>C570(07/28/09)</b>	<b>RESOLUTION by Councilor Harcourt that Council accepts for information the discussion regarding reconsidering motions. CARRIED.</b>
Advertise for Assessor	The following motion was passed at the July 21, 2009 Policies and Priorities Committee Meeting: <i>RESOLUTION by Councilor Johnson that this Committee recommends Council directs administration to advertise for a full time assessor.</i>
<b>C571(07/28/09)</b>	<b>RESOLUTION by Councilor Klassen that Council directs administration to advertise for a full-time assessor. CARRIED.</b>
Letter to Neighbors Regarding Assessment	The following motion was passed at the July 21, 2009 Policies and Priorities Committee Meeting: <i>RESOLUTION by Councilor Moedt that this Committee recommends Council to send a letter to the CAO's of the 4 Municipalities, that we will be looking at an in house assessor and potential of shard services and that this item be added to the next Joint 4 Municipality meeting.</i>
<b>C572(07/28/09)</b>	<b>RESOLUTION by Councilor Harcourt that Council send a letter to the Village of Hines Creek, Municipal District of Fairview and Town of Fairview informing them of our intent to advertise for an assessor and our interest in discussing the potential of sharing assessment services at the next joint meeting. CARRIED.</b>
Eureka River Lot	Deputy Reeve Nykolyshyn requested this item on the agenda as he has spoke to parties interested in purchasing the lot who have indicated that the price is too high.
<b>C573(07/28/09)</b>	<b>RESOLUTION by Deputy Reeve Nykolyshyn that Council accepts for information the discussion regarding the Eureka River lot. CARRIED.</b>
Lot Financing	The following motion was passed at the June 23, 2009 Regular Council Meeting:

*RESOLUTION by Councilor Klassen that Council authorizes administration to sell the remaining Clear Hills County owned 20 lots in the Cleardale, 1 in the Eureka River and 15 in the Worsley subdivisions, as per the price list presented. Requirements will be a 20% down payment and the balance financed by Clear Hills County, with a mortgage amortized over 10 years at a variable interest rate of ATB financial prime plus 2.0%. This will be conditional on completed development within 2 years of purchase.*

**C574(07/28/09)**

**RESOLUTION by Councilor Johnson that Council accepts for information the update on the lot financing. CARRIED.**

North Peace Housing  
Foundation

Council has received a letter from the North Peace Housing Foundation regarding Municipal financing for the Peace River Affordable Housing Project. Subsequent to this letter we also received a letter of concern from the MD of Peace and a clarifying email from North Peace Housing Foundation.

**C575(07/28/09)**

**RESOLUTION by Councilor Johnson that Council write a letter to North Peace Housing Foundation to indicate that the County is still interested in providing financing for the Peace River Affordable Housing Project of up to \$500,000 at the 4.0% fixed rate and is not in favor of using lodge reserves to finance the project at this time, and conditional that they not oppose the Cleardale Senior's Housing Project. CARRIED.**

COMMUNITY  
DEVELOPMENT  
Manager's Report

At this time the Community Development Manager will have an opportunity to report on Community Development topics.

**C576(07/28/09)**

**RESOLUTION by Councilor Klassen that Council accepts for information the Community Development Manager's Report. CARRIED.**

Bylaw 124-09

A 10:00 a.m. public hearing for Bylaw No. 124-09-04 to rezone Plan 0822355 Block 5, Lot 1,2,3,4,5,6,7,8,9,10,11,12 and Block 6 Lot 1,2,3,4, from Hamlet Residential District 1 "H-R 1" to Hamlet Residential "HR" has been duly called and advertised.

**C577(07/28/09)**

**RESOLUTION by Councilor Moedt that Council accept a public hearing on Bylaw 124-09. CARRIED.**

**C578(07/28/09)**

**RESOLUTION by Councilor Johnson that Council gives second reading to Bylaw 124-09 to rezone Plan 0822355 Block 5, Lot**

**1,2,3,4,5,6,7,8,9,10,11,12 and Block 6 Lot 1,2,3,4, from Hamlet Residential District 1 “H-R 1” to Hamlet Residential “HR”.**

**CARRIED.**

**C579(07/28/09)**

**RESOLUTION by Councilor Johnson that Council gives third reading to Bylaw 124-09 to rezone Plan 0822355 Block 5, Lot 1,2,3,4,5,6,7,8,9,10,11,12 and Block 6 Lot 1,2,3,4, from Hamlet Residential District 1 “H-R 1” to Hamlet Residential “HR”.**

**CARRIED.**

Cleardale Expansion

Administration is requesting a budget amendment for the completion of the Cleardale hamlet expansion.

**C580(07/28/09)**

**RESOLUTION by Councilor Moedt that Council amend the 2009 budget to include \$118,750 for the Cleardale hamlet expansion with funds to be allocated from the Hamlet Reserve. CARRIED.**

P.& P  
Recommendations

Council is presented with the Community Development related recommendations from the July 21<sup>st</sup> Policies and Priorities Meeting.

**C581(07/28/09)**

**RESOLUTION by Councilor Johnson that Council directs administration to inform the complainants about the process that has been followed regarding the location and permitting of the Worsley Moto Cross Track. CARRIED.**

**C582(07/28/09)**

**RESOLUTION by Councilor Johnson that Council directs administration to bring back to the next P.& P. the advertising policy for proposed developments near the hamlets. CARRIED.**

**C583(07/28/09)**

**RESOLUTION Councilor Harcourt by that Council amend the MPC meeting time on the third Tuesday of each month to 9:30 a.m., if there is no Policies and Priorities meeting that day. CARRIED.**

**C584(07/28/09)**

**RESOLUTION by Deputy Reeve Nykolyshyn that Council put a float in the Hines Creek parade on August 1 and the Worsley parade on August 16; and that as many Councilors as possible ride the County float. CARRIED.**

Funding Request

Citizens Against Nuclear Development (CAND) and the Peace Region Environmental Society (PRES) have the opportunity to bring Dr. Helen Candicott to the Peace Country towards the end of October to speak on the medical hazards of radiation and are requesting funds to finance this opportunity.

**C585(07/28/09)**

**RESOLUTION by Councilor Moedt that Council deny the Citizens Against Nuclear Development request for funding.**

**CARRIED.**

PUBLIC WORKS

Road Construction

Tabled from June 9, 2009 Council meeting until after Road Tour on June 12, 2009: Correspondence received from Peter F. Janzen requesting Clear Hills County reimburse him for and gravel and maintain Range Road 111 south to end of road allowance.

**C586(07/28/09)**

**RESOLUTION by Deputy Reeve Nykolyshyn that Council denies the request for Clear Hills County to reimburse Peter F. Janzen for cost incurred in the construction of Range Road 111.**

**CARRIED.**

**C587(07/28/09)**

**RESOLUTION by Deputy Reeve Nykolyshyn that Council table Peter F. Janzen's request for gravel and maintenance of Range Road 111 south to end of road allowance based on Road Construction Policy 3201.**

**CARRIED.**

Dust Control

Many Islands Recreational Development Society is requesting the County to budget for dust control (water truck) for safety for one day during the 2010 Fun Days (June 26, 2010)

**C588(07/28/09)**

**RESOLUTION by Councilor Bigam that Council denies the request from Many Islands Recreational Development Society for dust control based on Dust Control Policy 3221.**

**CARRIED.**

Clear Hills Connector  
Road

Correspondence received from Brownlee LLP regarding Clear Hills County controlling the corporation Clear Hills Joint Venture Ltd.

**C589(07/28/09)**

**RESOLUTION by Councilor Johnson that Council receives for information the July 16, 2009 correspondence from John C. McDonnell at Brownlee LLP regarding Clear Hills County controlling the corporation Clear Hills Joint Venture Ltd.**

**CARRIED.**

Regional Water Plant

Administration is presenting Council with the agreement for signing for the Environmental Assessment, to be completed by Green Plan Environmental Consultants, in order to proceed with the new water treatment plant.

**C590(07/28/09)**

**RESOLUTION by Councilor Bigam that Council sign the agreement with Green Plan Environmental Consultants in order to proceed with the Environmental Assessment for the new water treatment plant, with a budget of \$25,000.**

**CARRIED.**

Roads on County

Road Allowance Motion C510(06/23/09) tabled the road maintenance issue and directed Public Works to research it further and bring it back to Council.

**C591(07/28/09) RESOLUTION by Councilor Klassen that Council directs administration to maintain all developed road allowances to a residence or farmland access.**

**Councilor Klassen requested a recorded vote:**

<b>For</b>	<b>Against</b>
<b>Councilor Bigam</b>	<b>Councilor Moedt</b>
<b>Councilor Harcourt</b>	<b>Reeve Davis</b>
<b>Deputy Reeve Nykolyshyn</b>	
<b>Councilor Johnson</b>	
<b>Councilor Klassen</b>	

**CARRIED.**

**C592(07/28/09) RESOLUTION by Councilor Harcourt that Council directs Administration to bring back the Policy and recommendation on private construction on road allowances to a future P. & P. meeting.**

**CARRIED.**

Konrad Road Construction Request from July 21, 2009 P. & P. meeting to be brought back to July 28, 2009 regular Council meeting.

**C593(07/28/09) RESOLUTION by Councilor Johnson that Council directs administration to include brushing of the road allowance for access to NE 18-83-5-W6 in the 2009 brushing program.**

**CARRIED.**

**C594(07/28/09) RESOLUTION by Deputy Reeve Nykolyshyn that Council directs administration to uphold motion C537(07/14/09) and defer the Konrad road construction request to the 2010 Budget. CARRIED.**

**C595(07/28/09) RESOLUTION by Councilor Johnson that Council directs administration to remove the north approach with the collapsed culvert and upgrade and install culvert on south approach to SE 26-83-11-W6.**

**CARRIED.**

INFORMATION &  
CORRESPONDENCE

Correspondence was reviewed:

1. AAMD&C Zone 4 Info.
2. Reeve's & CAO Meeting Minutes.....
3. Three Little Pigs Housing Corporation.....
4. Letter from SRD re. FireSmart Grant .....
5. Letter & information from M.D. of Big Lakes .....
6. Letter from M.D. of Big Lakes .....

7. Reply letter regarding STARS funding.....
8. Mighty Peace Tourist Report .....

**C596(07/28/09)**      **RESOLUTION by Councilor Johnson that Council receives for information the correspondence, as presented.      CARRIED.**

**COUNCIL REPORTS**

**C597(07/28/09)**      **RESOLUTION by Councilor Harcourt that Council table the council reports until the meeting on Aug. 11, 2009.      CARRIED.**

REVIEW OF  
CALENDARS

Council reviewed upcoming meetings and conference dates and updated calendars.

**C598(07/28/09)**      **RESOLUTION by Councilor Klassen that Council receives for information the upcoming meetings, conference dates and updated calendars.      CARRIED.**

**C599(07/28/09)**      **RESOLUTION by Councilor Klassen that Council goes in camera at 5:21 p.m.      CARRIED.**

**C600(07/28/09)**      **RESOLUTION by Councilor Klassen that Council comes out of camera at 6:53 p.m.      CARRIED.**

CONFIDENTIAL

Gravel Supply  
Proposals & Analysis

Administration is presenting Council with the Gravel Supply Proposals & Analysis.

**C601(07/28/09)**      **RESOLUTION by Councilor Moedt that Council accepts for information, the gravel proposals, as discussed.      CARRIED.**

Personnel      Ray Coad, CAO requested his severance be processed prior to July 31, 2009. Administration is seeking Council's direction for this process.

**C602(07/28/09)**      **RESOLUTION by Councilor Klassen that Council directs administration to process the CAO's severance effective July 28, 2009.      CARRIED.**

**C603(07/28/09)**      **RESOLUTION by Councilor Moedt that Council directs administration to hire Rick MacDonald to recruit and recommend potential CAO for Clear Hills County.  
Deputy Reeve Nykolyshyn requested a recorded vote.  
For      Against  
Councilor Bigam      Councilor Johnson**

**Councilor Harcourt**  
**Reeve Davis**  
**Councilor Moedt**  
**Councilor Klassen**

**Deputy Reeve Nykolychyn**

**CARRIED.**

ADJOURNMENT  
**C604(07/28/09)**

**RESOLUTION by Councilor Klassen that Council adjourns the Regular Council Meeting on July 28, 2009 at 7:05p.m.**

\_\_\_\_\_  
DATE

\_\_\_\_\_  
REEVE

\_\_\_\_\_  
DATE

\_\_\_\_\_  
CHIEF ADMINISTRATIVE OFFICER