

**MINUTES OF CLEAR HILLS COUNTY
REGULAR COUNCIL MEETING
COUNTY COUNCIL CHAMBERS
MARCH 9, 2010**

PRESENT

Pete Nykolyshyn	Reeve
Jake Klassen	Deputy Reeve
Bonnie Bigam	Councillor
Brian Harcourt	Councillor
William (Bill) Moedt	Councillor
Miron Croy	Councillor
Charlie Johnson	Councillor

ABSENT

ATTENDING

Allan Rowe	Chief Administrative Officer (CAO)
Audrey Bjorklund	Community Development Manager (CDM)
Hermann Minderlein	Corporate Services Manager (CSM)
Ron Jensen	Public Works Manager (PWM)
Melissa Kamphuis	Executive Assistant (EA)
Georgia Carter	Administrative Assistant (AA)

CALL TO ORDER

Reeve Nykolyshyn called the meeting to order at 9:30 a.m.

AGENDA

**AGENDA
ADDITIONS**

12a. Legal and Land

**AGENDA
DELETIONS**

C186(03/09/10)

RESOLUTION by Councillor Moedt that Council adopts the Agenda governing the Regular Council Meeting of March 9, 2010, as presented. CARRIED.

**ADOPTION OF
PREVIOUS
MINUTES**

The Municipal Affairs Official Administrators have made some recommendations for the February 23, 2010 Regular Council Meeting Minutes. Administration has prepared an amended set of minutes for Council's review.

C187(03/09/10)

RESOLUTION by Councillor Klassen that Council approves the minutes with amendments for the February 23, 2010 Regular Council Meeting. CARRIED.

BUSINESS ARISING

Cherry Canyon Fire

Equipment Resolutions

Council has two resolutions in the minutes with regards to a \$10,000.00 grant to the Cherry Canyon Agricultural Society for the purchase of fire equipment. For clarification, Administration is recommending Council rescind Resolution C108(02/09/10).

C188(03/09/10)

RESOLUTION by Councillor Johnson that Council rescinds Resolution C108(02/09/10), which was to approve a one time Capital Grant of \$10,000 in the 2010 Operating Budget to the Cherry Canyon Agricultural Society, to be used to purchase necessary equipment to equip a fire tank and trailer for use in fighting fires in the area. CARRIED.

George Lake Aquatic

Recreation Association

Administration is recommending Council rescind Resolution C137(02/23/10) with regards to issuing a loan of \$25,000 to the George Lake Aquatic Recreation Association for a washroom/shower facility and replace it with a new resolution directing Administration, upon confirmation of the George Lake Aquatic Recreation Association being a Registered Non Profit Society, to prepare a lending bylaw for a loan of \$25,000 (from the Recreation Operating Budget) to the George Lake Aquatic Recreation Association for the washroom/shower facility, with an interest rate of 1% and repayment of the loan to be completed by August 31, 2010.

C189(03/09/10)

RESOLUTION by Councillor Harcourt that Council rescinds Resolution C137(02/23/10) which was to issue a loan of \$25,000 from the Recreation Operating Budget, to the George Lake Aquatic Recreation Association for the washroom/shower facility, pending the confirmation of the Registered Non Profit Society status of the Association, with a minimum annual interest rate of 1% and repayment of the loan to be completed by August 31, 2010. CARRIED.

C190(03/09/10)

RESOLUTION by Councillor Croy that Council directs Administration, upon confirmation of the George Lake Aquatic Recreation Association being a Registered Non Profit Society, to prepare a lending bylaw for a loan of \$25,000 (funds allocated from the Recreation Operating Budget) to the George Lake Aquatic Recreation Association for the washroom/shower facility, with an interest rate of 1% and repayment of the loan to be completed by August 31, 2010. CARRIED.

Bylaw 133-10

A new bylaw is required to replace Bylaw No. 129-10 for the purpose of governing the usage of water, waste water and waste services in the Community of Bear Canyon and Hamlets of Cleardale and Worsley, to

include a clause that the bylaw rescinds Bylaw 117-08, also for the purpose of governing the usage of water, waste water and waste services in Bear Canyon, Cleardale and Worsley.

C191(03/09/10) **RESOLUTION by Councillor Johnson that Council rescinds resolution C175(02/23/10) that was to amend Bylaw No. 129-10 by adding clause #14. Bylaw No. 117-08 is hereby rescinded.**
CARRIED.

C192(03/09/10) **RESOLUTION by Councillor Klassen that Council gives first reading to Bylaw 133-10 for the purpose of governing the usage of the water works distribution systems, waste water collection systems and waste services in the Hamlets of Worsley, Cleardale and in the Community of Bear Canyon and repealing Bylaw 117-08 and Bylaw 129-10.**
CARRIED.

C193(03/09/10) **RESOLUTION by Councillor Croy that Council gives second reading to Bylaw 133-10 for the purpose of governing the usage of the water works distribution systems, waste water collection systems and waste services in the Hamlets of Worsley, Cleardale and in the Community of Bear Canyon and repealing Bylaw 117-08 and Bylaw 129-10.**
CARRIED.

C194(03/09/10) **RESOLUTION by Councillor Harcourt that Council proceeds with third reading of Bylaw 133-10 for the purpose of governing the usage of the water works distribution systems, waste water collection systems and waste services in the Hamlets of Worsley, Cleardale and in the Community of Bear Canyon and repealing Bylaw 117-08 and Bylaw 129-10.** **CARRIED UNANIMOUSLY.**

C195(03/09/10) **RESOLUTION by Councillor Moedt that Council gives third and final reading to Bylaw 133-10 for the purpose of governing the usage of the water works distribution systems, waste water collection systems and waste services in the Hamlets of Worsley, Cleardale and in the Community of Bear Canyon and repealing Bylaw 117-08 and Bylaw 129-10.**
CARRIED.

DELEGATION
Henry Kamphuis

Henry Kamphuis has submitted a request to approach Council at the March 9, 2010 meeting with regards to the paving of Secondary Highway 717.

C196(03/09/10) **RESOLUTION** by Councillor Johnson that Council directs administration to prepare a proposal for Alberta Transportation proposing that Clear Hills County's previous offer of 50/50 cost share of paving on Secondary Highway 717 be modified to Clear Hills County funding the first portion of paving from Highway 64 to the intersection of Secondary Highway 717 and Range Road 123 (Cherry Canyon Hall) with a stipulation that the second portion of paving from Secondary Highway 717 and Range Road 123 (Cherry Canyon Hall), to the British Columbia Border be funded by Alberta Transportation by 2014. **CARRIED.**

C197(03/09/10) **RESOLUTION** by Councillor Johnson that Council directs Administration to request from Alberta Transportation, dust control to the equivalent of last year on Secondary Highway 717. **CARRIED.**

COUNCIL

Senior Management
Activity Report

The report from the Senior Management Activity Report was reviewed.

C198(03/09/10) **RESOLUTION** by Councillor Klassen that Council accepts for information the February 23, 2010 Senior Management Activity Report, as presented. **CARRIED.**

CAO Report

The Chief Administrative Officer (CAO) summarized his written report to Council.

C199(03/09/10) **RESOLUTION** by Councillor Johnson that Council cancels the Alberta Association of Municipal Districts & Counties Spring Conference planning session at Clear Hills County Council Chambers on March 12, 2010. **CARRIED.**

Reeve Nykolyshyn called for a recess at 10:37 a.m.
Reeve Nykolyshyn reconvened the meeting at 10:43 a.m.

C200(03/09/10) **RESOLUTION** by Councillor Klassen that Council accepts for information the March 9, 2010 Chief Administrative Officer report, as presented. **CARRIED.**

AAMD&C

Convention Meetings

Administration has received confirmation on all the meetings requested with Ministers during the Spring Alberta Association of Municipal Districts and Counties Convention. A meeting itinerary has been generated for Council's information.

C201(03/09/10)

RESOLUTION by Councillor Harcourt that Council receives for information the update provided on meetings with Alberta Cabinet Ministers during the Spring Alberta Association of Municipal Districts and Counties Convention. CARRIED.

Telus

A letter was received from Brownlee LLP informing that Telus has accepted the County's offer to settle for \$2,800.68 with regards to Telus's law suit against the County. The original law suit was for \$6,000 for alleged damages to Telus equipment during the 2008 mowing program.

C202(03/09/10)

RESOLUTION by Councillor Klassen that Council authorizes issuing payment of \$2,800.68 to Brownlee LLP in trust, for release to Telus, upon receipt of a discontinuance of Telus's law suit against Clear Hills County for damages to Telus equipment during the 2008 mowing program. CARRIED.

March Policies &
Priorities Meeting

The Official Administrators have requested Council hold a Special Policies & Priorities Committee Meeting on Friday, March 19, 2010. The Official Administrators will be addressing Council at an in camera session from 9:30 a.m. to 10:30 a.m. on March 19, 2010. Any other agenda items must be included in the resolution to hold this meeting as it is a special meeting.

C203(03/09/10)

RESOLUTION by Councillor Croy that Council authorizes a Special Policies and Priorities Committee meeting for 9:30 a.m. on March 19, 2010, and include on the agenda an in camera session with the Municipal Affairs Official Administrators. CARRIED.

Medical Clinic
Funding

Administration is reporting back to Council with the action taken by the Municipal District (MD) of Fairview regarding the request from the Town of Fairview to pay one third of the additional costs for the Fairview Medical Clinic expansion. The MD of Fairview passed resolution 10-060 to pay an equal one-third share in the amount of \$36,666.67 of the additional costs for the expansion and upgrade of the Fairview Medical Clinic.

C204(03/09/10)

RESOLUTION by Councillor Bigam that Council provides \$36,666.67 (thirty six thousand, six hundred and sixty six dollars and sixty seven cents) to the Town of Fairview, to help offset the additional \$110,000.00 (one hundred and ten thousand dollars) that was contributed by the Town of Fairview to the Fairview Medical Clinic expansion project to cover construction costs and engineering fees, with funds to come out of the 2010 Operating Budget. CARRIED.

Trade School
Feasibility Committee

Councillor Moedt is requesting Council add the Trades School Feasibility Committee as a temporary committee on the Council Boards and Committees list. Councillor Moedt would also like to be appointed as the representative for this committee.

C205(03/09/10)

RESOLUTION by Councillor Johnson that Council tables the Trades School Feasibility Committee to the Special Policy & Priorities Meeting on March 19, 2010. CARRIED.

CORPORATE
Corporate Services
Manager Report

At this time the Corporate Services Manager presented a handout report to Council on matters related to Corporate Services.

C206(03/09/10)

RESOLUTION by Councillor Harcourt that Council accepts the March 9, 2010 Corporate Services Manager's report, as presented. CARRIED.

Finance – Accounts
Payable

A list of expenditures for Clear Hills County for the period of February 24, 2010 to March 9, 2010 was provided for Council's review.

C207(03/09/10)

RESOLUTION by Councillor Moedt that Council receives for information theAccounts Payable report for Clear Hills County for the period of February 24, 2010 to March 9, 2010 for a total of \$4,690,182.16 (four million, six hundred and ninety thousand, one hundred and eighty two dollars and sixteen cents). CARRIED.

Updated 2009
Financial Report

An updated December 31, 2009 financial report for Clear Hills County was presented as a handout for Council's review.

C208(03/09/10)

RESOLUTION by Councillor Johnson that Council accepts for information the updated financial report for December 31, 2009. CARRIED.

COMMUNITY
DEVELOPMENT
Manager's Report

The Community Development Manager presented a report to Council on matters related to Community Development.

C209(03/09/10)

RESOLUTION by Councillor Harcourt that Council accepts for information the March 9, 2010 Community Development Manager's report, as presented. CARRIED.

Reeve Nykolyshyn called for lunch at 12:06 p.m.
Reeve Nykolyshyn reconvened the meeting at 12:36 p.m.

Reimbursement
Request

Council is requested to consider a reimbursement request from one of the Principal's invited to participate in the Principals Stakeholder Input Session for the Trade School Feasibility study.

C210(03/09/10)

RESOLUTION by Councillor Johnson that Council not authorize reimbursement of any Principal's incurred expenses so that they could participate in the Principals Stakeholder Input session for the Trade School Feasibility Study on February 22, 2010 at the Mackenzie Municipal Services Agency office in Berwyn, Alberta. CARRIED.

Trade Show Banquet
Tickets

Administration is asking Council for direction on whether or not County representatives and staff will receive banquet tickets in recognition for their volunteering, and if so, who will receive them.

C211(03/09/10)

RESOLUTION by Councillor Johnson that Council authorizes all volunteer Council members, volunteer Agricultural Service Board members and volunteer staff that participate in hosting the Tradeshow on the day of the event, April 10, 2010, receive one free banquet ticket. CARRIED.

2010-09 Chip Seal
Tender Opening
1:01pm

Administration was directed by Council to prepare a tender for chip seal for Clear Prairie Road Phase 1, 16km from Worsley to the Worsley Ski Hill Road, at the November 10, 2009 Regular Council meeting.

C212(03/09/10)

RESOLUTION by Councillor Moedt that Council directs Administration to open the Chip Seal 2010-09 Tenders. CARRIED.

C213(03/09/10)

RESOLUTION by Councillor Harcourt that Council directs Administration to prepare a tender analysis on the Chip Seal Tender 2010-09 and bring the results back to Council at the March 23, 2010 meeting. CARRIED.

Bylaw 130-10

At the February 23rd Regular Council meeting, Council gave first reading to Bylaw 130-10 to regulate and control dogs within Clear Hills County. Council may proceed with second and third reading of this bylaw.

C214(03/09/10) **RESOLUTION by Councillor Harcourt that Council gives second reading to Bylaw 130-10 to regulate and control dogs within Clear Hills County. CARRIED.**

C215(03/09/10) **RESOLUTION by Councillor Croy that Council gives third and final reading to Bylaw 130-10 to regulate and control dogs within Clear Hills County. CARRIED.**

Bylaw 131-10 LUB
Amendment

The landowners of SW 9-85-10-W6M are wanting to subdivide a portion (approximately 23.58 acres) of the land that is separated from the balance of the quarter by Highway 64 for future development as a yard site. The Land Use Bylaw states that, if there are no existing indications of a yard site or residence, the land to be subdivided must be rezoned from Agricultural District No. 1 to Country Residential.

C216(03/09/10) **RESOLUTION by Councillor Moedt that Council gives first reading to Bylaw 131-10, a bylaw to amend Land Use Bylaw 107-08, rezoning SW 9-85-10-W6M from Agriculture 1 (AG1) to Country Residential (CR). CARRIED.**

C217(03/09/10) **RESOLUTION by Councillor Croy that Council approves the public hearing date of April 13, 2010 at 10:00 a.m. at the Regular Council meeting for the purpose of public input regarding proposed Bylaw 131-10. CARRIED.**

Sponsorship
Request

Community Futures Peace County has submitted a request for sponsorship funding for the Women in the North Conference being held in Peace River on April 29, 2010.

C218(03/09/10) **RESOLUTION by Councillor Bigam that Council tables the sponsorship request from the Women in the North Conference being held in Peace River on April 29, 2010 to the Special Policy and Priorities meeting on March 19, 2010. CARRIED.**

Seniors Housing
Needs Assessment

Council is requested to consider if they wish to make the Senior Housing Needs Assessment Study available to other groups.

C219(03/09/10) **RESOLUTION by Councillor Klassen that Council authorizes the Mackenzie Municipal Service Agency to provide the Senior Housing Needs Assessment to the North Peace Housing Foundation. CARRIED.**

PUBLIC WORKS

Manager's Report	<p>The Public Works Manager presented a report on matters related to Public Works.</p> <p>Reeve Nykolyshyn called for a recess at 1:51 p.m. Reeve Nykolyshyn reconvened the meeting at 2:04 p.m.</p>
C220(03/09/10)	<p>RESOLUTION by Councillor Johnson that Council directs Administration to amend the Bear Canyon Grader Beat contract to restrict the contract grader to road maintenance of the County roads only. CARRIED.</p>
C221(03/09/10)	<p>RESOLUTION by Councillor Harcourt that Council accepts for information the March 9, 2010 Public Works Manager report, as presented. CARRIED.</p>
Award Tender	<p>Brushing tenders for Clear Hills County were opened at the Regular Council meeting held on February 23, 2010. Administration has analyzed the tenders for the Brushing contract, for presentation at the March 9, 2010 meeting.</p>
C222(03/09/10)	<p>RESOLUTION by Councillor Klassen that Council awards the Tender 2010-01 – Brushing Tender to Glenn Hoover for the price of \$107,775.00 (one hundred and seven thousand, seven hundred and seventy five dollars) plus GST. CARRIED.</p>
Brushing Tender Addenda	<p>Administration provided Council with information regarding the Right of Way on Township Road 870, Range Road 70 to Range Road 61 as it pertains to the Brushing 2010-01 Tender.</p>
C223(03/09/10)	<p>RESOLUTION by Councillor Bigam that Council directs Administration to provide an addenda to the Brushing Tender Contract from Township Road 870 from Range Road 70 to Range Road 61 to be at 100 feet for brushing, as that measurement has been used in the past in regards to the right of way for that location. CARRIED.</p>
Disposal of Assets	<p>As per Policy 1206, Administration provided Council with a list of items from the Public Works Inventory that are being requested to be disposed of.</p>
C224(03/09/10)	<p>RESOLUTION by Councillor Bigam that Council directs Administration to dispose of the following items by Public Auction: 31-65-04 – 2000 Chev ¾ Ton 4X4 Ext Cab (White); 31-65-22 – 2001 Dodge ½ Ton 4X4 Ext Cab (White); 31-65-37 – 2008 Dodge ½ Ton 4X4 Quad Cab (White); and 31-65-13 – 1990 Chev 1 Ton (Silver). CARRIED.</p>

Policy 3208 –
Temporary and
Permanent Road
Closures

Administration provided Council with a revised Policy 3208 - Temporary & Permanent Road Closures, with the revision in Subsection 1.3.1 referring to Section 22 of the Municipal Government Act (MGA) rather than Section 180 of the MGA.

C225(03/09/10)

RESOLUTION by Councillor Johnson that Council directs Administration to amend Policy 3208 - Temporary & Permanent Road Closure, with the revision in Subsection 1.3.1 referring to Section 22 of the Municipal Government Act (MGA) rather than Section 180 of the MGA. CARRIED.

INFORMATION &
CORRESPONDENCE

Council was presented with the following correspondence for review:

1. Hon. Minister Goudreau, MLA Dunvegan – MLA column
2. Hon. Minister Goudreau, MLA Dunvegan – Legislature Update: March 2010
3. Growing Rural Tourism Conference
4. March 2010 Best of Buzz – Travel Alberta Newsletter
5. Alberta Health Services Winter Update
6. Family and Community Support Services (FCSS) Items:
 - a. Letter to Premier fr FCSS Association Re: Funding
 - b. Seeing Success: Increasing Learning Opportunities in Rural Communities
 - c. New Horizons for Seniors Program
7. Municipal Sustainability Strategy Meeting – Summary
8. 2009/2010 Alberta Electoral Boundaries Commission
9. Renaming Dunvegan – Central Peace Constituency request
10. Letter of Support for Edmonton Municipal Airport (from Yukon MP)

C226(03/09/10)

RESOLUTION by Councillor Klassen that Council accepts for information the correspondence, as presented. CARRIED.

REVIEW OF
MONTHLY
CALENDARS

Council and Administration reviewed the calendar dates for upcoming month's meetings.

C227(03/09/10)

RESOLUTION by Councillor Croy that Council accepts for information the March, April and May 2010 calendar updates, as amended. CARRIED.

Reeve Nykolyshyn called for a recess at 3:11 p.m.
Reeve Nykolyshyn reconvened the meeting at 3:21 p.m.

CONFIDENTIAL
C228(03/09/10)

RESOLUTION by Councillor Moedt that Council goes in camera at 3:21 p.m. CARRIED.

C229(03/09/10)

RESOLUTION by Councillor Johnson that Council comes out of camera at 3:33 p.m. CARRIED.

C230(03/09/10)

RESOLUTION by Councillor Bigam that Council directs Administration to provide further information at a future Council meeting regarding Bridge File 76451 right of way acquisition. CARRIED.

Reeve Nykolyshyn called for a recess at 3:35 p.m.
Reeve Nykolyshyn reconvened the meeting at 4:33 p.m.

Delegations
AAMD&C

Don Johnson, President of Alberta Association of Municipal District Member Visit and Counties (AAMD&C) along with Tom Burton, AAMD&C Division 4 Director, and Gerald Rhodes, AAMD&C Executive Director, were in attendance for a round table discussion on items concerning AAMD&C.

Reeve Nykolyshyn left the meeting at 6:34 p.m.
Deputy Reeve Klassen took the chair.

C231(03/09/10)

RESOLUTION by Councillor Bigam that Council receives for information the round table discussion regarding the Alberta Association of Municipal Districts and Counties (AAMD&C) with Don Johnson, President of AAMD&C, Tom Burton, AAMD&C Division 4 Director, and Gerald Rhodes, AAMD&C Executive Director. CARRIED.

ADJOURNMENT

Deputy Reeve Klassen adjourned the Regular Council Meeting on March 9, 2010 at 6:37 p.m.

DATE

REEVE

DATE

CHIEF ADMINISTRATIVE OFFICER

DATE

OFFICIAL ADMINISTRATOR,
Aleks Nelson or Sandra Dohei

UNAPPROVED