

MINUTES

REGULAR COUNCIL MEETING

Mountain View County

Minutes of the Regular Council Meeting held on Wednesday, August 17, 2011, in the Council Chamber, 1408 Twp Rd. 320, Didsbury, AB

PRESENT: Reeve P. Munro
Councillor B. Beattie
Councillor K. Good
Councillor A. Kemmere
Councillor P. McKean
Councillor D. Milne
Councillor R. Orr

IN ATTENDANCE: T. Martens, Chief Administrative Officer
J. Holmes, Director, Legislative and Community Services
J. Rusling, Interim Director, Planning and Development Services
G. Wiens, Director, Corporate Services
C. Banack, Planner
C. Tinney, Planner
D. Gonzalez, Planner
A. Wild, Communications Coordinator
G. Eyers, Executive Assistant

CALL TO ORDER: Reeve Munro called the meeting to order at 9:00 a.m.

The meeting began with the recitation of the Lord's Prayer.

Reeve Munro introduced Council and Staff.

AGENDA Reeve Munro advised of the following amendments to the agenda:

- 8.2 2011 AUMA Convention
- 8.3 Notice of Motion - CAMS

Moved by Councillor McKean
RC11-571 That Council adopt the agenda of the Regular Council Meeting of August 17, 2011 as amended. Carried.

MINUTES FOR ADOPTION Moved by Councillor Milne
RC11-572 That Council adopt the minutes of the Regular Council Meeting of June 15, 2011, June 22, 2011 and July 6, 2011. Carried.

BUSINESS ARISING Councillor Kemmere questioned that status of RC11-487 and was advised by the Chief Administrative Officer that the report is currently being undertaken.

PUBLIC HEARINGS
Bylaw #LU 41/11
NW 4- 29-4 W5M

ADOPTED

Councillor Kemmere was advised by Councillor McKean, that at the request of Dave Street, a letter had been sent out to all residents of Cremona regarding the status of the Big Prairie Bridge. Councillor Kemmere requested that if Council direction is changed Council should be advised.

Councillor McKean declared a pecuniary interest, as she is related to the applicant, at 9:17 a.m. and left the room.

Councillor McKean returned to the room and joined the gallery.

Reeve Munro reconvened the public hearing regarding Bylaw #LU 41/11.

The Planning and Development Department advised that the Public Hearing for Bylaw No. LU 41/11 had been deferred from a previous meeting.

The Planning and Development Department provided an overview of the application and advised that a site visit had been undertaken. The Planning and Development Department recommended that Bylaw #LU 41/11 be given second reading as it has been determined that the proposal satisfies Policy/Procedure 6008 and is suitable for its intended use.

Nolan Ziebarth, owner, declined the opportunity to comment.

Reeve Munro asked if there were any comments from the gallery. No one came forward.

Council questions resulted in the following information:

- An amendment of the Bylaw would be required to A2

Reeve Munro asked if there were any comments from the gallery. No one came forward.

Nolan Ziebarth, applicant was provided the opportunity for closing remarks and thanked Council and staff for revisiting the site.

The Planning and Development Department was provided the opportunity for closing remarks and declined.

Hearing no further comments Reeve Munro closed the Public Hearing.

Moved by Councillor Milne

RC11-573 That Council give second reading to Bylaw No. LU 41/11 to redesignate lands in the NW 4- 29-4 W5M.

The question on Motion RC11-573 was not called.

Moved by Councillor Kemmere
RC11-574 That Bylaw No. LU 41/11 be amended to read “To redesignate from Agricultural District (A) to Agricultural (2) District (A2) an approximate eleven point five (11.5) acres (4.65 hectares) in the North West Quarter of Section Four (4), Township Twenty-nine (29), Range Four (4), West of the Fifth Meridian, as outlined on Schedule "A" attached hereto.”

Carried.

The question on Motion RC11-573 was called.

Carried.

Moved by Councillor Good
RC11-575 That Council give third reading to Bylaw No. LU 41/11 to redesignate lands in the NW 4- 29-4 W5M.

Carried.

Councillor McKean re-joined the table at 9:31 a.m.

Bylaw #LU 49/11
NE 20-30-4 W5M

Reeve Munro opened the public hearing regarding Bylaw #LU 49/11.

The application for redesignation of the NE 20-30-4 W5M, was introduced by the Planning and Development Department and the following information was introduced as provided in the agenda package such as the application for redesignation, location map, assessment map, site map, and aerial photos. The Planning and Development Department provided specific information to the application as follows:

- To redesignate 10 acres from Agricultural District (A) to Country Residential District (R-CR)
- Division 2
- Rural Community: Fallentimber

The Planning and Development Department recommended that Bylaw #LU 49/11 be given second reading as amended.

The Planning and Development Department advised that all correspondence received was provided to Council.

Ken Taylor, applicant, stated that he was unable to contact that adjacent landowner. He has discussed the proposed amendments with Ken Bellamy who rents the adjacent land. Mr. and Mrs. Bellamy are in agreement with two proposed lots on the east side of the quarter section.

Reeve Munro asked if there were any comments from the gallery. No one came forward.

Council questions resulted in the following information:

- Tree removal and culvert installation would be required to provide access
- The mobile home would be removed from the north side of the property

ADOPTED

- This proposed area on the east would not be considered as a future fragmented parcel as the creek is seasonal

Reeve Munro asked if there were any comments from the gallery. No one came forward.

The applicant was provided the opportunity for closing remarks and declined.

The Planning and Development Department was provided the opportunity for closing remarks and declined.

Hearing no further comments Reeve Munro closed the Public Hearing.

Moved by Councillor McKean
RC11-576 That Council approve the Concept Plan (small development) affecting the lands within the NE 20-30-4 W5M.

Motion Defeated.

Moved by Councillor McKean
RC11-577 That Council give second reading to Bylaw No. LU 49/11 to redesignate lands in the NE 20-30-4 W5M.

The question on Motion RC11-577 was not called.

Moved by Councillor Kemmere
RC11-578 That Council amend Bylaw No. LU 49/11 to read "To redesignate from Agricultural District (A) to Country Residential District (R-CR) an approximate seven point zero (7.0) Acres (2.83 Hectares) and from Agricultural District (A) to Country Residential One District (R-CR1) an approximate two point four nine (2.49) Acres (1.00 Hectares) in the North East Quarter of Section Twenty (20), Township Thirty (30), Range Four (4), West of the Fifth Meridian, as outlined on Schedule "A" attached hereto."

Councillor Kemmere withdrew Motion RC11-578.

Moved by Councillor Kemmere
RC11-579 That Council amend Bylaw No. LU 49/11 to read "To redesignate from Agricultural District (A) to Country Residential District (R-CR) an approximate ten point zero (10.0) Acres (4.05 Hectares) in the North East Quarter of Section Twenty (20), Township Thirty (30), Range Four (4), West of the Fifth Meridian, as outlined on Schedule "A" attached hereto." and amend the boundaries of the proposal on the east of the quarter section to remain to the north of the seasonal creek.

Carried.

The question on Motion RC11-577 was called.

Carried.

ADOPTED

Reeve Munro stated that the matter would be deferred until later in the meeting in order to provide for Council to consider the written Bylaw No. LU 49/11.

Bylaw #LU 50/11
SW 29-29-2 W5M

Reeve Munro opened the public hearing regarding Bylaw #LU 50/11.

The application for redesignation of the SW 29-29-2 W5M, was introduced by the Planning and Development Department and the following information was introduced as provided in the agenda package such as the application for redesignation, location map, assessment map, site map, and aerial photos. The Planning and Development Department provided specific information to the application as follows:

- To redesignate 3.0 acres from Agriculture District (A) to Country Residential District (R-CR)
- Division 1
- Rural Community: Jackson

The Planning and Development Department recommended that Bylaw #LU 50/11 be given second reading.

The Planning and Development Department advised that all correspondence received was provided to Council.

Brandon William & Jennifer Aarsby, owners, were not present.

Reeve Munro asked if there were any comments from the gallery. No one came forward.

Council questions resulted in the following information:

- Upgrades would be required for both approaches to address sight-line issues

Reeve Munro asked if there were any comments from the gallery. No one came forward.

The applicant was not present to provide closing remarks.

The Planning and Development Department was provided the opportunity for closing remarks and declined.

Hearing no further comments Reeve Munro closed the Public Hearing.

Moved by Councillor McKean

RC11-580 That Council give second reading to Bylaw No. LU 50/11 to redesignate lands in the SW 29-29-2 W5M.

Carried.

Moved by Councillor McKean

RC11-581 That Council give third reading to Bylaw No. LU 50/11 to redesignate lands in the SW 29-29-2 W5M.

Carried.

Recess and Reconvene

Reeve Munro recessed the meeting at 10:20 a.m. and reconvened at 10:31 a.m.

Bylaw #LU 51/11
NW 36-30-4 W5M

Reeve Munro opened the public hearing regarding Bylaw #LU 51/11.

The application for redesignation of the NW 36-30-4 W5M, was introduced by the Planning and Development Department and the following information was introduced as provided in the agenda package such as the application for redesignation, location map, assessment map, site map, and aerial photos. The Planning and Development Department provided specific information to the application as follows:

- To redesignate 3.0 acres from Agriculture District (A) to Country Residential District (R-CR)
- Division 4
- Rural Community: Elkton/Rugby

The Planning and Development Department recommended that Bylaw #LU 51/11 be given second reading.

The Planning and Development Department advised that all correspondence received was provided to Council.

Morrie Goetjen, owner, stated that he has nothing further to add to the presentation.

Reeve Munro asked if there were any comments from the gallery. No one came forward.

Council questions resulted in the following information:

- Pipeline setbacks would affect the building envelope

Reeve Munro asked if there were any comments from the gallery. No one came forward.

The applicant was provided the opportunity for closing remarks and declined.

The Planning and Development Department was provided the opportunity for closing remarks and stated the proposed location makes it easier to accommodate access and setbacks.

Hearing no further comments Reeve Munro closed the Public Hearing.

Moved by Councillor Orr

RC11-582 That Council give second reading to Bylaw No. LU 51/11 to redesignate lands in the NW 36-30-4 W5M.

Carried.

Moved by Councillor McKean
RC11-583 That Council give third reading to Bylaw No. LU 51/11 to redesignate lands in the NW 36-30-4 W5M.

Carried.

Bylaw #LU 52/11
SW 12-33-4 W5M

Reeve Munro opened the public hearing regarding Bylaw #LU 52/11.

The application for redesignation of the SW 12-33-4 W5M, was introduced by the Planning and Development Department and the following information was introduced as provided in the agenda package such as the application for redesignation, location map, assessment map, site map, and aerial photos. The Planning and Development Department provided specific information to the application as follows:

- To redesignate 20 acres from Agricultural District (A) to Agricultural (2) District (A2)
- Division 6
- Rural Community: Eaglehill/Westward Ho

The Planning and Development Department recommended that Bylaw #LU 52/11 be given second reading.

The Planning and Development Department advised that all correspondence received was provided to Council.

Mark Ross, owner, stated that he has a prospective purchaser for the 20 acre parcel. He advised that there is an existing access, however, would request that the access be located in the northwest of the proposal. He noted that there are a number of subdivisions adjacent to the proposal.

Reeve Munro asked if there were any comments from the gallery. No one came forward.

Council did not have any questions.

Reeve Munro asked if there were any comments from the gallery. No one came forward.

The applicant was provided the opportunity for closing remarks and declined.

The Planning and Development Department was provided the opportunity for closing remarks and declined.

Hearing no further comments Reeve Munro closed the Public Hearing.

Moved by Councillor Beattie
RC11-584 That Council give second reading to Bylaw No. LU 52/11 to redesignate lands in the SW 12-33-4 W5M.

Carried.

Moved by Councillor McKean
RC11-585 That Council give third reading to Bylaw No. LU 52/11 to redesignate lands in the SW 12-33-4 W5M.

Carried.

Bylaw #LU 53/11
SW 28-32-4 W5M

The Planning and Development Department provided an update regarding existing and proposed redesignations and is recommending the Bylaw #LU 53/11 be rescheduled to September 7, 2011 in order to address Bylaw No. LU 60/11 at the same time.

Moved by Councillor McKean
RC11-586 That Council reschedule the Public Hearing of Bylaw No. LU 53/11 redesignating the lands within SW 28-32-4 W5M to September 7, 2011 at or after 9:00 a.m.

Carried.

Bylaw #LU 49/11
NE 20-30-4 W5M

Reeve Munro stated that the matter had been deferred from earlier in the meeting in order for Council to consider the written Bylaw No. LU 49/11 which was provided and read.

Moved by Councillor Kemmere
RC11-587 That Council give third reading to Bylaw No. LU 49/11 redesignating lands within the NE 20-30-4 W5M.

Carried.

Bylaw #LU 54/11
SW 3-33-4 W5M

Reeve Munro opened the public hearing regarding Bylaw #LU 54/11.

The application for redesignation of lands within the SW 3-33-4 W5M, was introduced by the Planning and Development Department and the following information was introduced as provided in the agenda package such as the application for redesignation, location map, assessment map, site map, and aerial photos. The Planning and Development Department provided specific information to the application as follows:

- To redesignate 30 acres from Agricultural District (A) to Agricultural (2) District
- Division 6
- Rural Community: Eaglehill/Westward Ho

The Planning and Development Department recommended that Bylaw #LU 54/11 be defeated at second reading as it does not meet current policies.

The Planning and Development Department advised that all correspondence received was provided to Council.

Villy Sorensen, owner, stated that he and his wife would like to retire in the area. He stated that the land is better suited as a gravel pit and the land is impossible to farm. The portion of the quarter section adjacent to the river is wet year round and is basically riverbottom land. There is a

ADOPTED

portion that is used for horse grazing. There is an area of the proposed redesignation that is hayland. He stated that he does not feel that the proposal would cause a reduction of farmland.

Reeve Munro asked if there were any comments from the gallery. No one came forward.

Council questions resulted in the following information:

- The diagrams indicate a road allowance
- There is one titled lot permitted per quarter section

Reeve Munro asked if there were any comments from the gallery. No one came forward.

Hearing no further comments Reeve Munro closed the Public Hearing.

Moved by Councillor McKean

RC11-588 That Council give second reading to Bylaw No. LU 54/11 to redesignate lands in the SW 3-33-4 W5M.

Reeve Munro requested that the vote be recorded.

In Favour: Reeve Munro and Councillor Orr

Opposed: Councillors Kemmere, Beattie, Milne, McKean and Good.

Motion Defeated.

BYLAWS

Bylaw #18/10
Road Closure

Moved by Councillor McKean

RC11-589 That Council give second reading to Bylaw No. 18/10 – Road Closure.

Carried.

Moved by Councillor McKean

RC11-590 That Council give third reading to Bylaw No. 18/10 – Road Closure.

Carried.

Moved by Councillor Milne

RC11-591 That Council approve the consolidation of the closed portion of road to title 091 231 409 on NE 17-31-4 W5M.

Carried.

Bylaw #09/11
SE 28-33-1 W5M

Moved by Councillor Beattie

RC11-592 That Council give first reading to Bylaw No. 09/11 redesignating the lands within the SE 28-33-1 W5M.

Carried.

Moved by Councillor Beattie

RC11-593 That Council set the Public Hearing for Bylaw No. 09/11 redesignating the lands within the SE 28-33-1 W5M for September 7, 2011 at or after 9:00 a.m.

Councillor Beattie withdrew Motion RC11-593

- Bylaw #LU 55/11
SE 13-33-3 W5M RC11-594 Moved by Councillor Milne
That Council give first reading to Bylaw No. LU 55/11 redesignating the lands within the SE 13-33-3 W5M.
Carried.
- RC11-595 Moved by Councillor Milne
That Council set the Public Hearing for Bylaw No. LU 55/11 redesignating the lands within the SE 13-33-3 W5M to September 21, 2011 at or after 9:00 a.m.
Carried.
- Bylaw #LU 56/11
SW 18-33-2 W5M RC11-596 Moved by Councillor Kemmere
That Council give first reading to Bylaw No. LU 56/11 redesignating the lands within the SW 18-33-2 W5M.
Carried.
- RC11-597 Moved by Councillor Kemmere
That Council set the Public Hearing for Bylaw No. LU 56/11 redesignating the lands within the SW 18-33-2 W5M to September 21, 2011 at or after 9:00 a.m.
Carried.
- Bylaw #09/11
SE 28-33-1 W5M RC11-598 Moved by Councillor Beattie
That Council set the Public Hearing for Bylaw No. 09/11 redesignating the lands within the SE 28-33-1 W5M for September 21, 2011 at or after 9:00 a.m.
- Bylaw #LU 57/11
NW 1-33-4 W5M RC11-599 Moved by Councillor McKean
That Council give first reading to Bylaw No. LU 57/11 redesignating the lands within the NW 1-33-4 W5M.
Carried.
- RC11-600 Moved by Councillor McKean
That Council set the Public Hearing for Bylaw No. LU 57/11 redesignating the lands within the NW 1-33-4 W5M to September 21, 2011 at or after 9:00 a.m.
Carried.
- Bylaw #LU 58/11
SE 27-33-1 W5M RC11-601 Moved by Councillor Kemmere
That Council give first reading to Bylaw No. LU 58/11 redesignating the lands within the SE 27-33-1 W5M.
Carried.
- RC11-602 Moved by Councillor Kemmere
That Council set the Public Hearing for Bylaw No. LU 58/11 redesignating the lands within the SE 27-33-1 W5M to September 7, 2011 at or after 9:00 a.m.
Carried.
- Bylaw #LU 60/11
SW 28-32-4 W5M RC11-603 Moved by Councillor Good
That Council give first reading to Bylaw No. LU 60/11 redesignating the lands within the SW 28-32-4 W5M.
Carried.
- RC11-604 Moved by Councillor Good
That Council set the Public Hearing for Bylaw No. LU 60/11 redesignating the lands within the SW 28-32-4 W5M to September 7, 2011 at or after 9:00 a.m.
Carried.

NEW BUSINESS

2011 Organizational
Charts

RC11-605 Moved by Councillor Beattie
That Council approve the 2011 Organizational Charts dated May 4, 2011 as amended by removing the x1 from the Director of Disaster Services.

Carried.

RC11-606 Moved by Councillor Beattie
That Council request that the Chief Administrative Officer provide Council with information regarding positions currently vacant.

Carried.

2011 AUMA
Convention

RC11-607 Moved by Councillor Kemmere
That Council authorize Councillor Beattie and Reeve Munro to attend the 2011 AUMA Convention, September 28 – 30, 2011 in Calgary.

Carried.

Recess and Reconvene

Reeve Munro recessed the meeting at 12:09 p.m. and reconvened at 1:10 p.m.

NOTICE OF
MOTION

Councillor Kemmere discussed the CAMS System currently being used by the County.

RC11-608 Moved by Councillor Kemmere
That the Chief Administrative Officer be requested to bring back a report to Council regarding making the CAMS System available to the public.

Carried.

CORRESPONDENCE
Information
Items

RC11-609 Moved by Councillor McKean
That Council receive the following items as information:
- SRDRWC - May 20, 2011 Regular Meeting Minutes
- SRDRWC - May 30, 2011 Special Meeting Minutes
- SRDRWC - July 15, 2011 Regular Meeting Minutes
- Red Deer Health Cattle Round Up
- Town of Olds Correspondence dated June 28, 2011

Carried.

Add Agenda Items

Reeve Munro advised that he would like to add two items to the agenda as follows:

11.1 Land Matter

11.2 Land Matter

IN CAMERA

RC11-610 Moved by Councillor McKean
That the Regular Council Meeting of August 17, 2011 go into closed meeting at 1:28 p.m.

Carried.

RC11-611 Moved by Councillor Beattie
That the Regular Council Meeting of August 17, 2011 return to the open meeting at 2:04 p.m.

Carried.

DELEGATION
Matrix Solutions
River Studies

Reeve Munro welcomed Dave Cooper, Matrix Solutions, to the Regular Council Meeting.

Dave Cooper provided information regarding

- Little Red Deer River north of the Water Valley Bridge along Range Road 52
- Typical Berm
- Options for 100 year flood

Council discussed the following:

- Berm construction
- River flows
- Provincial Bridge standards

Little Red Deer
River and RR 52

RC11-612 Moved by Councillor Beattie
That Council receive the information provided regarding alternative flood remedial information of the little Red Deer River.

Carried.

RC11-613 Moved by Councillor Kemmere
That Council request that the Chief Administrative Officer obtain information from Stettler County regarding Provincial Bridge Standards.

Carried.

Dave Cooper provided information regarding

- Red Deer River North channel layout
- Berm Options and Preliminary Engineering Cost Estimates

Council discussed the following:

- Backwater effect
- Potential river flows

Red Deer River
Berm Study

RC11-614 Moved by Councillor McKean
That Council receive the report prepared by Matrix Solutions pertaining to the Red Deer River Management Study.

Carried.

RC11-615 Moved by Councillor McKean
That Council request that the Chief Administrative Officer research opportunities regarding the recommendations resulting from the Red Deer River Management Study.

Carried.

Reeve Munro thanked Mr. Cooper for the presentation.

ADJOURNMENT

RC11-616 Moved by Councillor McKean
That Regular Council Meeting of August 17, 2011 be
adjourned at 3:25 p.m.

ADOPTED

Carried.

Chair

I hereby certify these minutes are correct.

Chief Administrative Officer