

MUNICIPALITY OF CROWSNEST PASS

TUESDAY, JULY 22, 2008

A regular meeting of the Council of the Municipality of Crowsnest Pass was held in the Council Chambers on Tuesday, July 22, 2008.

PRESENT: **MAYOR:** Dr. J. Irwin

COUNCILLORS: D. Cole, I. MacLeod, L. Mitchell, J. Salus, G. Taje, D. Ward

Also present:

Chief Administrative Officer:	Gordon O. Lundy
Public Works Superintendent:	Ray Mahieux
Director of Finance & Systems:	Marion Vanoni
Community Services Director:	Cam Mertz
Confidential Secretary:	Leslie Orlen

CALL TO ORDER

Mayor J. Irwin called the meeting to order at 7:03 pm.

PUBLIC HEARING

No Public Hearings were scheduled.

ADOPTION OF AGENDA

ADDITIONS:

IN CAMERA:

3. Personnel

M#3539-08: Councillor D. Ward moved that the agenda be adopted as amended.

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

M#3540-08: Councillor I. MacLeod moved that the minutes of the Regular Council meeting of Tuesday, July 8th, 2008 be adopted as written.

CARRIED UNANIMOUSLY

DELEGATIONS

ATCO Pipelines – Pipeline Replacement – Crowsnest Lake

Mr. Pete Poohkay, ATCO Pipelines, Senior Project Leader, appeared before Council to provide information on the proposed Summit Lime Transmission pipeline replacement in Crowsnest Lake.

Mr. Poohkay, with the use of a PowerPoint presentation, reviewed the Project and explained that it proposes to replace a 2.5 km long section of their existing Summit Lime Transmission Pipeline within the Crowsnest Lake for integrity reasons.

The purpose of the Project Scope document was to inform stakeholders and applicable regulatory agencies of the proposed project to replace a section of their existing pipeline which is within the Crowsnest Lake. The document provided preliminary project information and was intended to communicate and obtain comments and feedback from the affected stakeholders and the regulatory direction for the necessary permits / approvals because of the unique situation that this pipeline is in a lake.

The document also contained information on the following:

- ▶ Introduction and Scope
 - * Introduction
 - * Project Need
 - * Scope of the Project
 - * Alternative Project Options Considered
 - Re-stabilize the Existing Pipeline within the Lake
 - Relocate the pipeline from the Lake onto Land
 - Terminate Natural Gas Service and Abandon the Pipeline
 - Relocate the pipeline to the Central Axis of the Lake

DELEGATIONS – cont'd

ATCO Pipelines – Pipeline Replacement – Crowsnest Lake – cont'd

- ▶ Environmental Setting
 - * Crowsnest Lake
 - Ecoregion
 - Drainage Basin
 - Lake Basin
 - Plants
 - Fish
 - Wildlife
 - Archaeological and Historic Resources
 - Socio-economic Elements

- ▶ Project Development
 - * Scheduling and Project Contact
 - * Pipeline Design
 - * Construction Specifications
 - Environmental Management
 - Pipeline Installation
 - Worker and Public Safety
 - Navigational Safety & Water User Accommodation Strategy Plan
 - Access, Workspace and Lay-down Area Development
 - Toxic/Hazardous Materials
 - Waste Disposal
 - * Public Consultation
 - Government and Industry Contacts
 - Public Interest Groups
 - * Project Approval/Permit Overview
 - Provincial
 - Federal

During his presentation, Mr. Poohkay, provided the following additional comments:

- ▶ Stressed that the integrity of the pipeline is being threatened by rock debris from the adjacent ridge that ATCO Pipeline has deemed it necessary to abandon the existing section of the pipeline and replace it with a new section of pipeline in a more secure and stable location in the lake.
- ▶ Are targeting construction in the fall, pending regulatory approvals, based on the least impact to social considerations and aquatic resources.
- ▶ The existing pipeline would be re-stabilized in the lake, relocated onto land and subsequently the natural gas would be terminated and the pipeline abandoned; all of this would be done according to specific regulations.
- ▶ The new 3” line would be located in the deeper central axis of the lake bed thereby avoiding the loose, steep under water slopes on the northern shoreline.

DELEGATIONS – cont'd

ATCO Pipelines – Pipeline Replacement – Crowsnest Lake – cont'd

- ▶ A preliminary bathymetric and sonar survey of the lake bed indicate that this potential route is a suitable environment for the pipeline composed mostly of mud, sands and gravels.
- ▶ This possible route would be further evaluated by persons with the appropriate engineering and experience skills. The new pipeline would be designed to the appropriate off-shore standards including monitoring and emergency shut-off control.
- ▶ Outlined the details of the new pipeline installation indicating it would be constructed and installed using a combination of specialized marine and conventional pipeline methods and practices.
- ▶ It is proposed that the new section of pipeline would be first coated with a rock jacket to protect it from damage, assembled and pre-tested on land, then floated out to the deeper, central axis of the lake bed and sunk to the bottom of the lake. The new pipeline ends at the shorelines would be installed by means dredging (isolated sheet piling coffer dam) and then trenched in on land to a point where it can be reconnected to the existing pipeline. The new pipeline section would again be tested and tied into the existing pipeline.
- ▶ He anticipated it would require 16 working days in total to complete the project.
- ▶ Anticipated that the life expectancy of the pipeline is approximately 60 years depending on the terrain and other environmental conditions.
- ▶ According to the Navigational Safety & Water User Accommodation Strategy Plan and because the proposed project will temporarily affect navigational and water users primarily during the installation stage of the pipeline across the lake, ATCO Pipelines will make suitable provisions to notify potential water users and safe guard the public from navigational obstructions associated with the project.

Mayor J. Irwin thanked Mr. Poohkay for his presentation.

Brian and Christine Pelrine – Mobile Home

Mr. and Mrs. Brian Pelrine were scheduled to appear before Council regarding the mobile home they have on a municipal lot in Blairmore. Mr. Gordon O. Lundy, Chief Administrative Officer, advised that they were unable to attend and will be scheduled for a future meeting.

ADMINISTRATIVE AND AGENCY REPORTS

Chief Administrative Officer

Mr. Gordon O. Lundy, Chief Administrative Officer, provided a verbal report and provided information on the following:

- ▶ repeater station update
- ▶ agreement with the Blairmore Railway Company for the Locomotive and Gazebo locations on their property
- ▶ the tender for the rebuild of a section of Sartoris Road has been awarded
- ▶ Athletic Park – WA Environmental
- ▶ The agreement with Troy Linderman RE: Ambulance Transition
- ▶ Crowsnest Centre Boiler – Insurance Update

Director of Finance and Systems

Mrs. Marion Vanoni, Director of Finance and Systems provided 2 written reports and reviewed same with Council. Said reports contained information on the following:

- ▶ Finance Department Update
 - Accounting 3 Position
 - GST Audit
 - Plebiscite
 - Overtime
 - Fixed Asset Management
 - 2009 Budget Plan
 - Information Technology
 - Purchasing Policy and Manual
 - Seniors Rebate
 - Property Taxes
- ▶ 2008 Crowsnest Zone Unaccounted for Energy (UFE) Tolerances

2008 Crowsnest Zone Unaccounted for Energy (UFE) Tolerances

M#3541-08: Councillor D. Ward moved that the Municipality reduce its Line Loss Factor from 9.89% to 5% for implementation on December 1, 2008 thereby providing time for all requisite notifications and documentation.

CARRIED UNANIMOUSLY

ADMINISTRATIVE AND AGENCY REPORTS – cont'd

Public Works Superintendent

Mr. Ray Mahieux, Public Works Superintendent, provided 2 written reports and reviewed same with Council. Said reports contained information on the following:

- ▶ Municipal Infrastructure Replacement Projects
- ▶ Public Works Department Update
 - Public Works Staff
 - Dust Suppressant
 - Winter Sand
 - Blairmore Coleman Interconnect Project

Municipal Infrastructure Replacement Projects

M#3542-08: Councillor D. Cole moved that Council complete the five projects as tendered and accept the tendered price of \$3,781,500.00 before GST from Chinook Pipeline to be funded as planned from SIP, AMIP and New Deal.

CARRIED UNANIMOUSLY

Community Services Director

Mr. Cam Mertz, Community Services Director, provided a verbal report and provided information on the following:

- ▶ distributed playground replacement plan for Bushtown and Snake Park
- ▶ TransRockies Race – August 15-16, 2008
- ▶ Alberta Cup – Downhill Championship – August 2-3, 2008
- ▶ Half Moon in August – Bike Race
- ▶ Hockey Camp
- ▶ 2009 Southern Alberta Summer Games
- ▶ Pedestrian Bridge
- ▶ Preliminary meeting with Arena User Groups

Mayor J. Irwin commended Mr. Mertz for the excellent work his crew did in preparation for Rum Runner Days and for the clean up following the event.

ACCEPT ADMINISTRATIVE AND AGENCY REPORTS

M#3543-08: Councillor D. Ward moved to accept the Administrative and Agency Reports as presented.

CARRIED UNANIMOUSLY

Excused Mr. C. Mertz, Community Services Director, was excused from the meeting at 8:28 pm and Mr. Ray Mahieux, Public Works Superintendent, was excused at 8:38 pm.

BUSINESS ARISING FROM THE MINUTES

Meeting with Alberta Transportation

Mr. Gordon O. Lundy, Chief Administrative Officer, advised that Mr. Darrell Camplin of Alberta Transportation can only meet with Council in the afternoon of July 28, 2008.

Mr. Lundy further indicated that he had scheduled the meeting for Monday, September 8, 2008 starting between 9:00 am and 10:00 am if that was convenient with Council.

M#3544-08: Councillor L. Mitchell moved to schedule the meeting with Alberta Transportation on September 8, 2008 commencing at 9:00 am.

CARRIED UNANIMOUSLY

CORRESPONDENCE

Ted Menzies, M.P. for Macleod

Mr. Ted Menzies, MP for Macleod advised that the comments received from Mayor J. Irwin regarding the Navigable Waters Protection Act had been forwarded to the Honourable Lawrence Cannon, Minister of Transport. Also provided was a copy of letter he received from Honourable Cannon indicating that the comments had been forwarded to the appropriate department officials for consideration.

Received as information.

CORRESPONDENCE – cont'd

Crowsnest Pass Municipal Library Board - Membership

M#3545-08: Councillor I. MacLeod moved that Cheryl Norman be appointed to the Crowsnest Pass Municipal Library Board for the remainder of Jane Goodwin's term to expire April 2009.

CARRIED UNANIMOUSLY

Crowsnest Pass Quad Squad – Award Winning Destination

Correspondence from the Crowsnest Pass Quad Squad advised that SnoRiders Magazine have, over the past nine years, been doing SnoRiders Choice Awards. This year for the first time RidersWest Magazine (the summer edition of SnoRiders) did the 1st Annual ATV Rider's Choice Awards.

Readers were given a survey to name their favorites in several categories. The results are in and Crowsnest Pass shines as a top destination for ATViing in western Canada.

Awards received by the Crowsnest Pass include:

1st Annual ATV Rider's Choice Awards

PLATINUM

In Alberta

- Favourite Overall ATViing area in Alberta

PLATINUM

Across Western Canada

- Favourite Scenic ATViing area
- Favourite Area for Family ATViing

BRONZE

Across Western Canada

- Favourite Mountain ATViing Area
- Most Challenging ATViing Area
- ATViing Area you would most like to ride in the future

9th Annual Snowmobilers Rider's Choice Awards

PLATINUM

- Favourite Overall Snowmobiling Area in Alberta
- Most Popular Snowmobiling Area in Western Canada

Crowsnest Pass Quad Squad – Award Winning Destination – cont'd

1st Annual ATV Rider's Choice Awards – cont'd

SILVER

- Favourite Scenic Snowmobiling Area
- Favourite Snowmobile Groomed Trail Riding
- Favourite Area for Family Snowmobiling

Received as information.

AUMA Proposed Provincial-Municipal Agreement

The AUMA provided Council with information regarding the establishment of a formal Provincial-Municipal Agreement that includes a permanent transfer mechanism and a partnership/engagement mechanism.

It was requested that any comments regarding this framework be provided no later than Tuesday, August 5th, 2008 so that they can be forwarded to the AUMA within their timeframe.

Council requested clarification on a section on page 8, being **Process Considerations**, item 2, bullet 3 which reads “Substantial support of municipal governments in Alberta, in addition to approval of the City of Edmonton and the City of Calgary is required” questioning if the last portion of the statement should be “City of Calgary **is** required” or if this should read “City of Calgary **as** required”?

AUMA will be contacted for clarification.

Alberta Emergency Management Agency – Application for Disaster Recovery Program

Ms. Melissa Black, Disaster Recovery Coordinator, Alberta Emergency Management Agency, submitted correspondence regarding the Municipality's application for assistance regarding flooding during May 22 to May 26, 2008 and advised that they will be gathering information to determine if it meets all three criteria.

Received as information.

CORRESPONDENCE – cont'd

AUMA – Director Electoral Zones

Correspondence was received from R. Lloyd Bertschi, President, and Mr. John McGowan, CEO, Alberta Urban Municipalities Association indicating they are proposing to change the Association Bylaws designed to ensure a balanced distribution of villages and town in electoral zones. The proposed amendment deletes the current zone descriptions and provides a flexible format for revising zones in the future.

It was noted that the proposed changes do not affect the Municipality of Crowsnest Pass.

Received as information.

RECESS/RECONVENE

Mayor J. Irwin recessed the meeting at 8:43 pm and reconvened at 8:50 pm.

COMMITTEE REPORTS

Subdivision and Development Authority - Minutes

The minutes from the June 25, 2008 meeting of the Subdivision and Development Authority were provided for Council's review. The minutes were received as information and will be maintained on file.

Corporate Services - Minutes

The minutes from the July 3, 2008 meeting of the Corporate Services Committee were provided for Council's review. The minutes were received as information and will be maintained on file.

Culture and Recreation Board - Minutes

The minutes from the June 23, 2008 meeting of the Culture and Recreation Board were provided for Council's review. The minutes were received as information and will be maintained on file.

BYLAWS

Bylaw No. 763, 2008 – Land Use Amendment – Lot 17, Block 35, Plan 071 5528

M#3546-08: Councillor I. MacLeod moved First Reading of Bylaw No. 763, 2008.

CARRIED UNANIMOUSLY

Bylaw No. 764, 2008 – Land Use Amendment – Block S, Plan 6432 FE

M#3547-08: Councillor D. Cole moved First Reading of Bylaw No. 764, 2008.

CARRIED UNANIMOUSLY

Bylaw No. 765, 2008 – Land Use Amendment – Secondary Suites

M#3548-08: Councillor G. Taje moved First Reading of Bylaw No. 765, 2008.

CARRIED UNANIMOUSLY

M#3549-08: Councillor G. Taje moved to table 2nd and 3rd readings to allow sufficient time for public notification and to hold the Public Hearing during the regular Council meeting of Tuesday, September 16th, 2008 Council.

CARRIED UNANIMOUSLY

Bylaw No. 766, 2008 – Crowsnest Centre - Plebiscite

M#3550-08: Councillor G. Taje moved First Reading of Bylaw No. 766, 2008.

BYLAWS

Bylaw No. 766, 2008 – Crowsnest Centre - Plebiscite

M#3551-08: Councillor D. Ward moved to amend Bylaw No. 766, 2008 by adding the following:

To enhance and further ensure the continuing existence and operation of the Crowsnest Centre as a learning and Community Centre, and to have the ability to provide other municipal services the following steps must be taken;

- a) The operation of the entire facility will be administrated directly by the municipality, and will be maintained and operated by municipal employees.
- b) To provide the citizens of the Crowsnest Pass with a facility functionally able to provide municipal services such as a Community and Learning Centre and any other municipal services deemed necessary. Administration shall determine and report back to Municipal Council by no later than December 31, 2008 the most viable option outlined in the Hirano and Heaton report of October 2007.
- c) Municipal council will place into the 2009 budget all funds required to upgrade the facility as per the Hirano and Heaton Report of October 2007.

Mayor J. Irwin ruled the proposed amendment out of order as it was not based on the petition received. He felt the proposed amendment looks to change the governance and operation of the Centre and goes far beyond the original question. Making reference to legal recommendation Mayor Irwin further indicated it would not survive a court challenge.

M#3552-08: Councillor D. Ward moved to challenge the ruling of Mayor J. Irwin.

Councillor D. Ward also made reference to the legal opinion indicating that it stated that it can deal with other related matters as long as it doesn't change or undermine the original petition. He felt his amendment did not change the initial statement in the Bylaw but only enhanced and further ensured the continued existence and operation of the Crowsnest Learning Centre as a learning and Community Centre.

CARRIED

Councillor G. Taje requested a recorded vote on all issues relative to the proposed Bylaw.

IN FAVOUR: Councillors: D. Ward, I. MacLeod, J. Salus, D. Cole

OPPOSED: Mayor: J. Irwin
Councillors: G. Taje, L. Mitchell

BYLAWS – cont'd

Bylaw No. 766, 2008 – Crowsnest Centre - Plebiscite

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- c) Municipal council will place into the 2009 budget all funds required to upgrade the facility as per the Hirano and Heaton Report of October 2007.

CARRIED

IN FAVOUR: Councillors: D. Ward, I. MacLeod, J. Salus, D. Cole

OPPOSED: Mayor: J. Irwin
Councillors: G. Taje, L. Mitchell

M#3553-08: Councillor D. Ward moved First Reading of Bylaw No. 766, 2008 as amended.

CARRIED

IN FAVOUR: Councillors: D. Ward, I. MacLeod, J. Salus, D. Cole

OPPOSED: Mayor: J. Irwin
Councillors: G. Taje, L. Mitchell

NOTICE OF MOTIONS

No Notice of Motions were made.

OTHER BUSINESS

Policy No. CNL.009 – Attendance at Out-of-Province Conferences

M#3554-08: Councillor D. Ward moved to table Policy No. CNL.009 regarding attendance at Out-of-Province Conferences.

CARRIED

Sustainable Resource Development – Annual Mutual Aid Fire Control Plan

M#3555-08: Councillor D. Cole moved to approve the annual Sustainable Resource Development Mutual Aid Fire Control Plan for 2008.

CARRIED UNANIMOUSLY

Land Use Bylaw – Amendment to Appendix 4 – Fee Schedule

It was the consensus of Council to authorize Administration to prepare the appropriate Bylaw to allow changes to Appendix 4 of the Land Use Bylaw stating that Council may amend the fees from time to time by resolution.

COUNCIL MEMBER REPORTS

Council members provided the following reports:

Councillor D. Ward:	Ski Hill Report / Landfill / Negotiations / Thunder in the Valley
Councillor I. MacLeod:	Subdivision and Development Appeal
Councillor J. Salus:	Heritage Initiative
Councillor D. Cole:	Operational Services / Crowsnest Pass Senior Housing
Councillor L. Mitchell:	Operational Services / Crowsnest Pass Senior Housing
Councillor G. Taje:	Thunder in the Valley/Rum Runner Events
Mayor J. Irwin:	Health Education Committee / Sole Survivor / Operational Services / Meeting with Finance Minister Jim Flaherty

PUBLIC INPUT

No questions were presented.

IN CAMERA

M#3556-08: Councillor D. Ward moved that Council go In Camera at 9:45 pm. to discuss Legal and Personnel matters.

CARRIED UNANIMOUSLY

Excused: Councillor D. Cole excused himself from the meeting prior to discussion of the proposed Memorandum of Agreement with CUPE Local 812.

OUT OF CAMERA

M#3557-08: Councillor G. Taje moved that Council come Out of Camera at 10:03 pm.

Collective Agreement

M#3558-08: Councillor D. Ward moved to accept the recommendation of the Negotiating Committee to approve the Memorandum of Agreement with CUPE Local 812 including a 3% wage increase effective July 1, 2008 and a 4.5% wage increase for the period of January 1, 2008 to December 31, 2009.

CARRIED UNANIMOUSLY

ADJOURN

M#3559-08: Councillor G. Taje moved to adjourn at 10:04 pm.

CARRIED UNANIMOUSLY

ORIGINAL SIGNED

JOHN IRWIN
MAYOR

GORDON O. LUNDY
CHIEF ADMINISTRATIVE OFFICER