

**MUNICIPALITY OF CROWSNEST PASS**

**TUESDAY, AUGUST 17, 2010**

A regular meeting of the Council of the Municipality of Crowsnest Pass was held in the Council Chambers on Tuesday, August 17, 2010.

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

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

**Also present:**

Chief Administrative Officer  
Director of Finance & Systems  
Municipal Tax Assessor  
Recording Secretary  
Field Superintendent

Gordon O. Lundy  
Marion Vanoni  
Glen Snelgrove  
Lynne Cox  
Ray Mahieux

**CALL TO ORDER**

Mayor J. Irwin called the meeting to order at 7:00 pm.

**PUBLIC HEARINGS**

Bylaw No. 806, 2010 – Land Use Amendment - 22714 – 8 Avenue, Hillcrest - (C-1) to (R-1)

No-one appeared in favour of this amendment. A letter was read into the public record from Susan and Terry Aris of Lundbreck who are against the rezoning of the property to residential from commercial and who stated concern on the lateness of their notification of the Public Hearing. Mayor Irwin requested that Administration improve the communications of Public Hearings to area residents to ensure notification is timely in the future.

**ADOPTION OF AGENDA**

**Additions:**

**Other Business**

8. Maplevue Hall Asbestos Removal

**M#5648-10:** Councillor MacLeod moved that the agenda be adopted as amended.

CARRIED UNANIMOUSLY

**ADOPTION OF THE PREVIOUS MINUTES**

Regular Council Meeting of August 10, 2010

**M#5649-10:** Councillor Mitchell moved that the minutes of the Regular Council meeting of Tuesday, August 3, 2010 be adopted as written.

CARRIED UNANIMOUSLY

**DELEGATIONS**

No delegations were in attendance.

**ADMINISTRATIVE AND AGENCY REPORTS**

Chief Administrative Officer

Mr. Gordon O. Lundy, Chief Administrative Officer, provided a written report and reviewed same with Council. Said report will be maintained on file and contained information on the following:

**Public Works**

1. That during the past couple of weeks a number of approvals were issued for emergency overtime callouts caused by power outages, the hot temperatures prior to the long weekend and sanitary sewer distribution backups.
  - The major backup occurred on the distribution system in Bellevue which goes under the river through the inverted syphon to the lagoons. The blockages occurred on the mains entering the lagoon and work is continuing to fix the blockage on one of the lines. Private contractors have been hired as the flushing truck did not have the sufficient length of hoses to effect the repair.
  - The blockage was identified on Sunday August 8<sup>th</sup>
  - A Press Release has been issued that identifies the disposal of refuse into the sanitary sewer manholes as the reason for the blockage and asks residents to report any suspicious activity around manholes.
  - Mr. Lundy complimented the staff for their persistence to unblock the lines late into the evening and on Monday.
2. Public Works will be working with Fantins to assist residents to access the Bellevue Union Cemetery to repair certain plots.
3. Councillor Ward had asked about the Blairmore 1976 Champion grader which was advertised in the local newspaper on June 25<sup>th</sup> and July 2<sup>nd</sup>. 2 bids were received and it sold for \$4750.00 including GST.

**ADMINISTRATIVE AND AGENCY REPORTS (Cont'd)**

4. Regularly Spray Lakes corresponds with Public Works on the number of logging truck loads that have been removed from the McGillivray area. At the end of last week there have been 190 loads transported.
5. The 25 kilometer signs have been installed on the hill accessing the Valley Ridge Estates.
6. A change order has been issued under the 2009 Infrastructure project to complete the gravelling and landscaping of the MDM parking lot area with the project within the original capital budget.
7. Work is still progressing on the Bellevue Hillcrest Sewage Lagoon project. Lambourne Environmental and Chinook Pipelines have been hired directly by the Municipality to undertake the dewatering and sludge removal and to repair the storm water drain respectively.

**MSI Funding**

1. In February, 2010 the Municipality of Crowsnest Pass was notified that in the year 2010/2011 it would be eligible to receive MSI capital grant dollars in the amount of \$1,714,617.00 and MSI operational dollars in the amount of \$195,921.00. In January, 2010 applications were submitted to the MSI capital fund in the amount of \$904,482.00 which was approved in June, 2010 by the Minister. This funding was to be used for the Municipality's 1/3 share of the two approved stimulus projects.
  - On July 27, 2010 the Municipality received a payment of \$857,308.00 from MSI. Municipal Affairs was contacted as to why we did not receive the full amount of \$904,482.00 and we were informed that we had not applied for the full eligibility of \$1,714,617.00 therefore we would only receive 50% of our capital eligibility which is \$857,308.00.
  - Currently administration is working on amending applications for our sewage lagoon project and the Blairmore Coleman Water Interconnect project to the MSI program
  - Under the operating portion of the Municipal Sustainability grant funding, the Municipality has applied for four projects being the IT system upgrade, the Crowsnest and Regional Libraries support, the Public Buildings Hazardous materials assessment and the MDM Educational and Recreational upgrade. The Minister has approved three of the four projects.

**Miscellaneous**

1. Mr. Doug Scotney of Lethbridge College has contacted the Municipality to thank the Municipal employees for their assistance in making the move the MDM.

**ADMINISTRATIVE AND AGENCY REPORTS (Cont'd)**

2. WA Environmental Services has taken the air quality samples at the Frank Plant and on 222<sup>nd</sup> Street (in regards to potential methane gas leaks) and results are expected by the end of August.
3. A report was provided from Peter Spurr who is conducting research in the area on the replotting and land boundary schemes and asking for referrals to people who have knowledge of the area

**Finance Report**

Director Marion Vanoni reviewed the following:

1. Outstanding Property Taxes and Penalties - Ms. Vanoni discussed increases by non-residents in 2010 for non payment of taxes. The total outstanding tax penalty is \$93,142.45 for residents, corporations, non-residents and the Provincial Government
2. 2010 Election – Mr. August Kollee has accepted the position of Returning Officer beginning August 23, 2010
3. Advertising for the Deputy Returning Officers and Election Workers has begun
4. Migration and Upgrade to the new servers for the Municipality was completed on the weekend of August 13-17
5. Property Tax Recovery Auction will take place on Tuesday, September 28<sup>th</sup>, 2010

**M#5650-10:** Councillor Taje moved to accept the Finance Report as presented and to recommend that council ask the Mayor to contact the Provincial Government and appropriate Ministries to request payment of 2010 outstanding taxes and penalties owed to the Municipality by the Provincial Government.

CARRIED UNANIMOUSLY

**ACCEPT ADMINISTRATIVE AND AGENCY REPORTS**

**M#5651-10:** Councillor Taje moved to accept the Administrative and Agency Reports.

CARRIED

**CORRESPONDENCE**

**Municipal Sustainability Initiative Funding**

The Honourable Hector Goudreau, Minister of Municipal Affairs, identified funding approval for the MDM Recreational and Educational Upgrade, Building Hazardous Assessment and IT Upgrade and Maintenance. Council directed administration to file the correspondence as information and to send a thank you letter to the Minister.

**CORRESPONDENCE (Cont'd)**

Honourable Minister James Flaherty- GST on Poppies

Council directed Administration to file as information correspondence received from the Honourable James Flaherty with respect to the Royal Canadian Legion paying GST on Poppies

Adam Legge, AlbertaFirst – Information on Dissolution of AlbertaFirst.com

Correspondence was received from Adam Legge on the dissolution of AlbertaFirst.com and filed as information.

**COMMITTEE REPORTS**

Governance & Priorities Committee – August 10, 2010

**M#5652-10:** Councillor Ward moved to accept the August 10, 2010 Governance and Priorities Committee Meeting minutes as presented.

CARRIED

**BYLAWS**

Bylaw No. 806, 2010 – (2<sup>nd</sup> and 3<sup>rd</sup> Readings)

**M#-5653-10:** Councillor Cole moved 2nd Reading of Bylaw No. 806, 2010.

CARRIED

**M#-5654-10:** Councillor MacLeod moved 3rd Reading of Bylaw No. 806, 2010.

CARRIED

Bylaw No. 807, 2010 – (1st Readings)

**M#-5655-10:** Councillor Taje moved 1<sup>st</sup> Reading of Bylaw No. 807, 2010.

Recorded Vote

In Favor: Mayor Irwin, Councillor Taje, Councillor Mitchell

Opposed: Coucillor Ward, Councillor Cole, Councillor Salus, Councillor MacLeod

DEFEATED

**NOTICES OF MOTION**

There were no Notices of Motion.

**OTHER BUSINESS**

Leasing Land for Signage

**M#5656-10:** Councillor Ward moved to direct Administration to enter into negotiations on a 5 year lease term with the proponent by reviewing all required permits, sign location, and highway transportation requirements.

WITHDRAWN

Council had consensus to direct Administration to enter into negotiations on a 5 year lease term with the proponent by reviewing all required permits, sign location, and highway transportation requirements and to bring back to Council for review.

Councillor Taje – Power Line Relocation

**M#5657-10:** Councillor Taje moved that Municipal Council of the Crowsnest Pass stand opposed to the relocation of the Alta Link transmission lines through the Frank area from its current location on Bluff Mountain to the valley floor alongside highway 3 and the Crowsnest River and that letters be sent to all appropriate provincial agencies stating our opposition. Further that we seek to enlist the help of the Honourable Minister of Transportation, Luke Ouelette for our cause in keeping the proposed power line off Alberta Transportation owned lands in the narrow Frank corridor.

CARRIED UNANIMOUSLY

Councillor Ward – Security for Developments

**M#5658-10:** Councillor Ward moved that be it resolved that from this day forth the Municipality of Crowsnest Pass shall require that all applicants entering into a development agreement within the boundaries of the Municipality of Crowsnest Pass, shall provide the Municipality one hundred percent (100%) of the performance security that is sufficient to ensure that all of the terms of the development agreement are fulfilled to the satisfaction of the Municipality of Crowsnest Pass. All funds must be in the legal possession of the Municipality prior to the applicant commencing any part of the development agreement. Under no circumstances will any developer be permitted to commence any type of excavation, stockpiling of materials, or disturbance of the land in question prior to the Municipality of Crowsnest Pass having the agreed to security deposit in its legal possession.

**OTHER BUSINESS (Cont'd)**

**M#5659-10:** Councillor Taje moved to refer Councillor's Ward's motion to the next Committee of the Whole to revamp the wording and refine the definition of Development Agreement and to bring the motion back to Council

CARRIED

**Crowsnest Pass Senior Housing – ASLI Grant Application – York Creek Lodge Expansion and Upgrade**

**M#5660-10:** Councillor Cole moved a letter of support for Crowsnest Pass Senior Housing to include the commitment that the Municipality agrees to provide financial support for any future operating deficit and debt servicing costs resulting from construction of the new units in the Crowsnest Pass.

CARRIED UNANIMOUSLY

**CAO Retirement Letter**

Council reviewed a letter for Chief Administrative Officer Gordon O. Lundy announcing his retirement effective December 31, 2010. The letter highlighted his experiences over the past six years, reminded Council of important ongoing initiatives including renewal of the Crowsnest Regulation in August 2012, and endorsed staff and management for their skill and dedication in executing their duties.

Councillor Taje and Mayor Irwin thanked Mr. Lundy for his six years of service to the Municipality.

**Crowsnest Centre**

Council reviewed existing operational items still in service at the Crowsnest Learning Centre, and the costs that will be incurred in the future if these services are not discontinued. It was noted by the Director of Finance and Systems, Marion Vanoni, that all of the tenants have vacated the Centre.

**M#5661-10:** Councillor Ward moved to provide Administration with direction to cancel the following operational items to reduce further operational costs: Telus Auto Dialer; Nexen; Epcor; Water, Sewer, Recycling Fee; and to continue daily security checks (Monday-Friday) and to secure and close down both sections of the Crowsnest learning Centre Building; and it is recommended that Council direct administration to determine the cost and offset revenue to relocate the generator to the Blairmore Public Works shop to be installed onto a mobile trailer and the building the Municipal Office at 8502-19<sup>th</sup> Avenue, Coleman to house the generator purchased earlier this year and that such information will be brought back to Council for approval.

CARRIED

**OTHER BUSINESS (Cont'd)**

Removal of MR Designation in Blairmore

**M#5662-10:** Councillor Cole moved to table the removal of the Municipal Reserve designation on a property in Blairmore until more information was received about walking trail access

CARRIED UNANIMOUSLY

Maplevue Hall Asbestos Removal

Council reviewed the payment of an additional \$25,000 to Fox Construction for the removal of an additional layer of asbestos linoleum discovered in the main hall during the original hazardous materials removal process. Total costs for asbestos removal at the hall would now be \$50,755.00.

**M#5663-10:** Councillor Mitchell moved to authorize Fox Renovation to remove the additional layers of asbestos backed linoleum with the additional plywood for the estimated amount of \$25,225.45 plus GST and fund this from the Land Sales Reserve.

CARRIED

**COUNCIL MEMBER REPORTS**

Council members provided the following reports:

Councillor Taje

- No Report

Councillor Mitchell

- Quad Squad BBQ
- 100<sup>th</sup> Birthday Celebration with Miss Irene Woods at York Creek Lodge

Councillor Salus

- No Report

Councillor MacLeod

- No Report

Councillor Cole

- No Report

**COUNCIL MEMBER REPORTS (Cont'd)**

Councillor Ward

- No Report

Mayor Irwin

- 100<sup>th</sup> Birthday Celebration with Miss Irene Woods at York Creek Lodge
- Alberta Southwest Regional Alliance Meeting

Mayor Irwin took this opportunity to advise that after 21 years serving as Mayor of the Municipality of Crowsnest Pass (non-concurrently), that he would not be seeking re-election as Mayor in the October 18, 2010 Municipal Election, but that he would be running for a Councillor position.

**PUBLIC INPUT**

No public input.

**IN CAMERA**

**M#5664-10:** Councillor MacLeod moved that Council go In Camera at 7:25 pm.

CARRIED

**RECESS/RECONVENE**

Mayor Irwin called a ten minute recess at 7:25. The In Camera meeting reconvened at 7:35 pm.

**BUSINESS OUT OF CAMERA**

**M#5665-10:** Councillor Ward moved that Council come Out of Camera at 8:50 pm.

WITHDRAWN

**M#5666-10:** Councillor MacLeod moved that Council come Out of Camera at 8:55 pm.

CARRIED UNANIMOUSLY

**M#5667-10:** Councillor Ward moved that the road allowance closure, West of Lot 1, Block 29, Plan 8910737 in Passburg be put out for advertising and all other processes as recommended by Administration.

CARRIED

**BUSINESS OUT OF CAMERA (Cont'd)**

**M#5668-10:** Councillor Ward moved that the road allowance closure, a portion of 128<sup>th</sup> Street in Frank, be put out for advertising and all other processes as recommended by Administration.

CARRIED UNANIMOUSLY

**M#5669-10:** Councillor Ward moved to invite Mr. Garner to appear before Council at the next Governance and Priorities Committee meeting.

CARRIED UNANIMOUSLY

**M#5670-10:** Councillor MacLeod moved to approve the Letter of Understanding with CUPE Local 812 that outlines prorated statutory holidays for permanent part-time employees

CARRIED UNANIMOUSLY

**ADJOURN**

**M#5671-10:** Councillor Mitchell moved to adjourn the meeting at 8:55 pm.

CARRIED UNANIMOUSLY

*JOHN IRWIN*

MAYOR

*GORDON O. LUNDY*

CHIEF ADMINISTRATIVE OFFICER