

Claresholm, Alberta, April 20, 2016

The regular meeting of the Council of The Municipal District of Willow Creek No. 26 was held in the Administration Building on the above date with Reeve Wilson, Deputy Reeve Hemmaway, Councillors Alm, Kroetsch, Sandberg, Sundquist and Van Hierden, CAO Vizzutti and Executive Assistant Arlene MacOdrum as recording secretary present.

Lawrence Gleason – Reporter entered the meeting.

Development Officer Chisholm, Mike Burla – Planner and Kelsey Kilborn entered the meeting.

Superintendent of Public Works Johnson entered the meeting.

1. Reeve Wilson called the meeting to order at 1:55 p.m.

Reeve Wilson recessed the Council meeting at 1:56 p.m.

2. **PUBLIC HEARING:**

Reeve Wilson called the Public Hearing for Application 022-16 to order at 1:56 p.m.

Development Officer Chisholm presented Application 022-16 submitted by Laurie and Janice Butler to construct a 6 ft. x 6 ft. chicken coop and 8 ft. x 6 ft. chicken run to accommodate 12 chickens for personal use on Lots 8-14, Block 130, Plan 5659X, in the Hamlet of Parkland which is a Direct Control District.

Director of Finance Hannas entered the meeting at 1:57 p.m.

Development Officer Chisholm stated that adjacent landowners were notified of the development application and no comments have been received.

Development Officer Chisholm advised the applicant proposes a wire mesh fencing to keep predators out and will store chicken feed in plastic containers with lids.

Development Officer Chisholm stated Parkland is a Direct Control land use district and all applications for development must be referred to the municipal Council for a decision.

Development Officer Chisholm advised the applicant requested the \$150.00 application fee be waived and they be charged the permitted fee of \$50.00, resulting in a refund of \$100.00.

Development Officer Chisholm presented the recommended conditions if the application is approved.

Mike Burla asked if roosters would be a problem.

Discussion ensued.

CAO Vizzutti noted no one in attendance with regards to the application.

Moved by Councillor Kroetsch the Public Hearing on Application 022-16 adjourned at 2:03 p.m.

Carried.

Moved by Councillor Sundquist to approve Application 022-16 for Laurie and Janice Butler on Lot 8 – 14, Block 130, Plan 5659X for a chicken coop and run and twelve chickens for personal use with the following conditions:

1. In consideration that, despite investigations into contamination of water and soils and Environmental Site Assessment(s) in the Hamlet of Parkland, the potential exists for contaminated water or soils to be present on the property, now or in the future, and therefore development on the property has additional risks, and insofar as those risks must be accepted by the applicant and future property owners, the following conditions shall apply in respect of potential contamination:
 - a. The developer/landowner shall assume all responsibility for development of the property;
 - b. The developer/landowner shall assume responsibility for all conditions existing on the site;
 - c. The developer/landowner shall assume responsibility for any clean-up of the property;
 - d. The developer/landowner shall assume responsibility to ensure no escape occurs onto neighboring lands.
2. The Municipal District shall not be liable, either directly or indirectly, for any damage, injury, or consequential loss, or damages for pure economic loss or other costs or inconvenience however caused from the development of the property;
3. The property shall be kept in a neat and orderly manner;
4. Except for fences seven (7) feet or less in height, there shall be no development within 6.1 meters (20 feet) of the front and rear yard property boundaries or within 3 meters (10 feet) of the side yards, unless a development permit is obtained that specifically varies the required setback to allow the development.
5. Maximum of one (1) rooster on the same parcel of land.

Carried.

Moved by Councillor Kroetsch to waive the application fee of \$150.00 for Laurie and Janice Butler on Application 022-16 and they be charged the permitted fee of \$50.00.

Carried.

Mike Burla, Development Officer Chisholm and Kelsey Kilborn left the meeting at 2:05 p.m.

3. **ADDITIONS TO THE AGENDA:**

CAO Vizzutti requested to add the following item to the agenda

3 (o) – Consent of the Landowner – Re: Town of Claresholm Annexation

4. **MINUTES:**

(a) **April 13, 2016 Council Meeting Minutes**

Moved by Councillor Alm the April 13, 2016 Council meeting minutes be accepted a presented.

Carried.

5. **COUNCIL MANAGEMENT:**

(a) **Dugout Fencing & Solar Pump – M.D. Tax Recovery Property – N ½ 12-9-27-4**

CAO Vizzutti presented a quote in the amount of \$4,526.00 to install dugout fencing and solar pump on the tax recovery property – N ½ 12-9-27-4 as prepared by Fieldman MacKay for Council's consideration.

Moved by Councillor Sandberg to approve the installation of dugout fencing and solar pump on the N1/2 12-9-27-4 in the amount of \$4,526.00 as per quote presented.

Carried.

6. (a) **Cheque Register**

Director of Finance Hannas presented the cheque register for cheque #'s 20913 – 20966 in the amount of \$203,766.43 as information.

(b) **2016 Budget**

Director of Finance Hannas reviewed the 2016 Budget with Council.

Moved by Councillor Sundquist to accept the 2016 budget dated April 20, 2016 with operating capital revenue of \$17,074,795.00, operating capital expenditure of \$17,003,715.00 with a surplus of \$71,080.00.

Carried.

(c) **Mill Rate Projection**

Director of Finance Hannas reviewed the 2016 mill rate projection sheet as information.

7. **BYLAWS:**

(a) **2016 Property Tax Bylaw No. 1746**

Director of Finance Hannas presented Bylaw No. 1746, being the amalgamated tax levy bylaw for 2016 for Council's consideration.

Moved by Deputy Reeve Hemmaway Bylaw No. 1746, being the Amalgamated Tax Levy Bylaw for 2016 be given first reading.

Carried.

Moved by Councillor Alm Bylaw No. 1746 be given second reading.

Carried.

Moved by Councillor Kroetsch all Councillors present are in agreement to give Bylaw No. 1746 third and final reading.

Carried Unanimously.

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Moved by Councillor Sandberg Bylaw No. 1746 be given third and final reading and the Reeve and Chief Administrative Officer be authorized to sign and counter sign on behalf of the Municipal District.

Carried.

(b) 2016 Special Tax Levy Bylaw No. 1747

Director of Finance Hannas presented Bylaw No. 1747, being the special tax levy bylaw for 2016 for Council's consideration.

Moved by Councillor Sandberg Bylaw No. 1747, being the Special Tax Levy Bylaw for 2016 be given first reading.

Carried.

Moved by Deputy Reeve Hemmaway Bylaw No. 1747 be given second reading.

Carried.

Moved by Councillor Sundquist all Councillors present are in agreement to giving Bylaw No. 1747 third and final reading.

Carried Unanimously.

Moved by Councillor Kroetsch Bylaw No. 1747 be given third and final reading and the Reeve and Chief Administrative Officer be authorized to sign and counter sign on behalf of the Municipal District.

Carried.

Director of Finance Hannas left the meeting at 2:34 p.m.

5. **COUNCIL MANAGEMENT (CONT:)**

(b) Meeting with Hon. Sarah Hoffman, Minister of Health

CAO Vizzutti advised the meeting with the Hon. Sarah Hoffman, Minister of Health is at the Legislature on April 21, 2016.

(c) Biodiversity Management Framework Meeting

CAO Vizzutti advised the Biodiversity Management Framework meeting on April 28, 2016 in Lethbridge will be held at ORRSC office. Noted Reeve Wilson, Councillors Alm, Kroetsch and Sandberg will be attending the meeting.

(d) Policy 320-04 – Fencing, Borrow and Right-of-Way Policy

Moved by Councillor Alm to approve the amendment to Policy 320-04 - Fencing, Borrow and Right-of-Way Policy as presented.

Carried.

Superintendent of Public Works Johnson left the meeting at 2:44 p.m.

(d) Road Allowance Lease Fee Increase for 2017

Moved by Councillor Van Hierden the road allowance lease fee be increased to \$10.00 per acre effective January 1, 2017.

Councillor Sundquist requested a recorded vote.

For the resolution: Deputy Reeve Hemmaway and Councillors Kroetsch and Van Hierden

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Against the resolution: Reeve Wilson, Councillors Sundquist, Sandberg and Alm.

Motion Defeated.

Moved by Councillor Sundquist the road allowance lease fee be increased to \$6.00 per acre effective January 1, 2017.

Carried.

Moved by Councillor Van Hierden notification of the road allowance lease fee increase be mailed to the road allowance lease holders with their 2016 invoice.

Carried.

(e) Government Review of Agencies, Boards and Commissions

CAO Vizzutti presented a letter from Brad Pickering, Deputy Minister of Municipal Affairs advising a phased process of amalgamating the Surface Rights Board (SRB), the Land Compensation Board (LCB), the Municipal Government Board (MGB) and the New Home Buyer Protection Board (NHBPB) due to shared similarities in mandates and operations. After one year a review will be conducted to assess the status of the boards and feasibility for amalgamation.

(f) Province of Alberta Budget 2016 Highlights

CAO Vizzutti presented a letter from Hon. Danielle Larivee, Minister of Municipal Affairs outlining the highlights of the Province of Alberta 2016 Budget.

(g) High River Care Foundation – Donation

Moved by Councillor Sundquist to donate a jacket and glasses plus \$1,250.00 to the High River Care Foundation from the following discretionary spending accounts:

Divisions 4, 5 & 7 - \$250.00 each

Division 6 - \$500.00

Carried.

(h) Municipal Affairs – MGA Review

CAO Vizzutti presented a bulletin advising the Hon. Danielle Larivee, Minister of Municipal Affairs will be travelling across Alberta from June 1 – mid July hosting town hall meeting seeking feedback on changes to the Municipal Government Act. She advised the closest scheduled meeting will be in Lethbridge on July 15th.

Noted this item will be reintroduced at a later date

(i) Alberta Seniors and Housing – Budget 2016

CAO Vizzutti presented a letter from Hon. Lori Sigurdson, Minister of Seniors and Housing explaining Budget 2016 and what it means for Alberta Seniors and Housing.

Received as information.

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(j) Alberta Environment and Parks – Alberta Wetland Policy

CAO Vizzutti presented information from Alberta Environment and Parks on Wetland Science Practitioners and Alberta Wetland Policy Implementation in the White Area – Agriculture 2015 as information.

(k) Fire Chief Service Contract Extension Agreement – Town of Claresholm

CAO Vizzutti presented the Fire Chief Service Contract Extension Agreement with the Town of Claresholm to extend the original contract beyond the expiry date of June 30, 2016 for Council's consideration.

Moved by Councillor Alm to approve the extension of the Fire Chief Services Agreement with the Town of Claresholm and the Reeve and Chief Administrative Officer be authorized to sign on the behalf of the municipality.

Carried.

(l) Southwest Alberta Road Safety Society - Bike Rodeo

Moved by Councillor Hemmaway to donate \$500.00 from general revenue towards the 2016 Southwest Alberta Road Safety Society (SARSS) membership and \$300.00 be donated towards the purchase of helmets, \$100.00 from each of Divisions 2, 3 & 5 discretionary spending accounts.

Carried.

(m) Nanton Health Centre Management Committee

CAO Vizzutti presented a draft financial statement and advised the Nanton Health Centre Management Committee's auditor is asking for Council approval prior to issuing the final financial statement.

Noted Reeve Wilson will investigate this request for approval of draft audited financial statements.

(n) Distress Warrants

Moved by Councillor Alm in accordance with Part 9, Section 439(2) of the Municipal Government Act, the Council authorizes the Chief Administrative Officer to prepare and issue distress warrants and seize goods pursuant to distress warrants, on behalf of the Municipality.

Carried.

(o) Town of Claresholm Annexation – Consent of Landowner

CAO Vizzutti advised the M.D. of Willow Creek's meter vault for the waterline is located on Lot 1 Public Utility Lot (PUL) , Blk 5, Plan 1212346 therefore the Town of Claresholm require a Consent of the Landowner to be signed.

Moved by Councillor Alm to authorize the Reeve and Chief Administrative Officer to sign the Consent of Landowner with regards to the meter vault (Lot 1 PUL, Blk 5, Plan 1212346) on behalf of the Municipal District for the purpose of the Town of Claresholm annexation.

Carried.

8. **CORRESPONDENCE:****(a) Town of Claresholm – Re: Alberta Community Partnership Program Grant**

CAO Vizzutti read a letter from Rob Steel, Mayor of the Town of Claresholm advising the Town was successful in receiving a grant of \$350,000.00 for the Frog Creek Drainage Project under the ACP program and thanking the M.D. of Willow Creek for supporting the project.

(b) Hon. Danielle Larivee - Centralization of Industrial Assessment

CAO Vizzutti presented a letter from the Honourable Danielle, Larivee, Minister of Municipal Affairs advising a decision regarding the potential centralization of industrial assessment has not been made yet and she will be touring the province this summer to hear feedback on the proposed changes to the Municipal Government Act. Hon. Danielle Larivee encouraged the M.D. to contact Steve White, Executive Director of Assessment Services Branch to discuss concerns raised regarding linear assessment.

CAO Vizzutti advised she has discussed the concerns with Steve White and has extended an offer to host a meeting with M.D.'s, Counties, Assessors and other assessment experts to discuss linear property assessments.

Moved by Councillor Alm the meeting goes in camera to discuss an Intermunicipal government relations and a contractual agreement at 3:26 p.m.

Carried.

Lawrence Gleason – Reporter left the meeting at 3:26 p.m.

Moved by Councillor Van Hierden the meeting comes out of in camera at 3:43 p.m.

Carried.

5. **COUNCIL MANAGEMENT (CONT:)****(p) Co-Location Agreement**

Moved by Councillor Sandberg CAO Vizzutti be authorized to negotiate Co-Location Agreements between the M.D. of Willow Creek No. 26 and all users with equipment on the M.D. towers.

Carried.

(q) Letter to Hon. Shannon Phillips, Minister of Environment and Parks – Re: South Saskatchewan Region Biodiversity Management Framework (BMF)

Moved by Councillor Alm to approve the letter, as presented for submission, to Honourable Shannon Phillips, Minister of Environment and Parks expressing the M.D.'s concerns regarding the "South Saskatchewan Region Biodiversity Management Framework".

Carried.

9. **ADJOURNMENT:**

Moved by Councillor Sundquist to adjourn the meeting.

Carried.

Meeting adjourned at 3:47 p.m.

Reeve

Chief Administrative Officer