

The Council of the Municipal District of Foothills No. 31 met in the Foothills Administration Building, High River, Alberta, for a meeting on February 24, 2011 at 9:00 a.m. Present were Reeve L. Spilak, Councillors T. Mills, B. Castell, D. Longson, R. Nelson, S. Oel, R. Chase and Municipal Manager H. Riva Cambrin and Recording Secretary S. Barrett.

The M.D.'s Director of Public Works and Engineering M. Savard entered the Council Chambers to answer any questions that Council may have with respect to Public Works.

Reeve Spilak called the meeting to order.

**COUNCIL AGENDA**

Moved that Council approve the agenda for the Council meeting of February 24, 2011.

CARRIED

**ADDITIONS TO COUNCIL AGENDA**

Moved that Council approve the additions to the agenda for the Council meeting of February 24, 2011.

CARRIED

**GRAN FONDO ROCKIES – CYCLING EVENT**

Moved that due to safety concerns, Council not approve the revised route that was requested within the letter submitted on February 22<sup>nd</sup> by Rick Skeith, for the Gran Fondo Rockies Cycling Event on July 24, 2011.

CARRIED

**LETTER FROM LANDOWNER – ALBERTA ENVIRONMENTAL APPEALS BOARD HEARING REGARDING ECO-AG INITIATIVES BIO-GAS PLANT**

Moved that Council acknowledge the letter of concern from Kent and Ingrid Vipond regarding the Eco-Ag Initiatives Bio-Gas Plant, noting that an appeal regarding this development is currently before the Environmental Appeal Board.

CARRIED

**ACTION FOR AGRICULTURE**

**21<sup>st</sup> ANNUAL GENERAL MEETING ANNOUNCEMENT**

Moved that Council authorize their attendance at the Action for Agriculture 21<sup>st</sup> Annual General Meeting on Friday, February 25, 2011, in Airdrie.

CARRIED

**OKOTOKS AGRICULTURAL SOCIETY**

**REQUEST FOR FUNDING – HEBSON ARENA**

Moved that Council acknowledge receipt of the request for funding from the Okotoks Agricultural Society toward the re-roofing project that is required to maintain and preserve the historic Hebson Arena, and authorize the request for funding in the amount of \$50,000 from the Municipal Reserve Fund; further, that Council authorize interim financing towards this project in an amount not to exceed \$50,000.

CARRIED

**REQUEST TO WAIVE TAX PENALTIES**

Moved that Council refuse the request to waive the tax penalty that was imposed as a result of late payment to Tax Roll #2128312640.

CARRIED

Moved that Council refuse the request to waive the tax penalty that was imposed as a result of late payment to Tax Roll #2203095010.

CARRIED

**LUGOWSKI - CORRECTION TO THE MINUTES OF FEBRUARY 2, 2011 – BYLAW 100/2010**

Moved that a correction be made to the minutes of February 2, 2011, which stated that Council gave third and final reading to Bylaw 100/2010 to authorize the redesignation of Plan 0411545, Block 3, Lot 1, NE 13-20-02 W5M from Agricultural District to Country Residential District, whereby Council had given third and final reading to Bylaw 100/2010 authorizing the redesignation of Plan 0411545, Block 3, Lot 1 in NE 13-20-02 W5M from Agricultural District to Country Residential 'A' District in order to permit the future subdivision of one 4.70 +/- acre parcel. The parcel shall be designated as Country Residential 'A' District to ensure that a building envelope would be determined prior to a building permit being issued.

CARRIED

**SHEEP RIVER LIBRARY GRAND OPENING CEREMONIES**

Moved that Council acknowledge receipt of the invitation to the Sheep River Library Grand Opening Ceremonies and authorize their attendance to this event on Saturday, April 23, 2011.

CARRIED

**TOWN OF OKOTOKS – DUNBOW RECREATION BOARD FUNDRAISER**

Moved that Council acknowledge the letter from the Town of Okotoks which expressed their support of the Dunbow Recreation Board Fundraiser in that the Town of Okotoks will pay one half of the rental cost of the Okotoks Centennial Arena for the fundraiser, that the Town will contribute the Town portion of the cost of a one year family pass to the Okotoks Recreation Center as a donation to the event, and that the Town will purchase a table of eight for the Dunbow Recreation Board Gala Banquet. Further, Council will issue a letter expressing their thanks to the Town of Okotoks for their support.

CARRIED

#### **CPAA 2011 PLANNING CONFERENCE - APRIL 4, 5 & 6, 2011**

##### **ATTENDANCE & SPONSORSHIP FORM**

Moved that Councillors Spilak, Chase, Castell and Oel be authorized to attend the Community Planning Association of Alberta Conference scheduled in Red Deer on April 4<sup>th</sup>, 5<sup>th</sup>, and 6<sup>th</sup>, 2011 and, in addition, Council authorize the Gold Level Sponsorship for the conference.

CARRIED

#### **WEST FOOTHILLS COMMUNITY ASSOCIATION**

##### **McLEAN CREEK OHV AREA**

Moved that Council endorse the letter from Councillor Suzanne Oel on behalf of the West Foothills Community Association to the Honorable Mel Knight, Minister of Sustainable Resource Development (SRD) and the Parliamentary Assistant to the Minister of SRD, Mr. Evan Berger, outlining their concerns surrounding the use of Aspen Creek Drive for unauthorized off highway vehicle access to McLean Creek and the proximity of the McLean Creek OHV activity to the residential and agricultural properties along its eastern boundary, and requesting their assistance in achieving a solution that would be acceptable to all parties.

CARRIED

##### **VEHICLE PURCHASE**

Moved that Council authorize the purchase of a 2011 Dodge Charger police package vehicle from Country Chrysler in the amount of \$28,301.70 for use as a replacement patrol vehicle.

CARRIED

#### **LIEUTENANT GOVERNOR'S LEADERSHIP FOR ACTIVE COMMUNITIES**

##### **AWARD**

Moved that Council acknowledge the information received regarding the Lieutenant Governor's Leadership for Active Communities award and that the names of potential nominees be submitted to staff member D. Greenwood for further action.

CARRIED

#### **HIGHWOOD RIVER ADVISORY COMMITTEE**

Moved that Council support the revised composition of the Highwood River Advisory Committee as follows:

Two representatives from the Council of the Town of High River, two representatives from the Council of the Municipal District of Foothills No. 31, and two members from the High River/Foothills Flood Management Committee.

CARRIED

Moved that Council approve the following amended mandate for the High River Flood Advisory Committee as follows:

The mandate of the Highwood River Advisory Committee is to provide advice and recommendations to support the development of policy to protect and enhance the environmental and esthetics of the local portions of the Highwood and Little Bow River corridors. Within this context the Committee will work with the Town, Municipal District, appropriate provincial and federal government agencies, and the Highwood River Management Committee to devise and implement appropriate flood mitigation measures for the Town of High River and the adjacent areas of the Municipal District. The priority for this committee is to promote sustainable development not prone to future flood damage and promote appropriate and sustainable measures to protect existing properties.

The committee will be supported as appropriate by the Town and Municipal District engineering, development services and emergency services departments. The Committee will manage the development of the Flood Management Master Plan, and after review with the council will manage the review of specific options which may form the basis for flood mitigation approaches and their related capital expenditures. This advice and recommendations will be provided to the High

River Town Council and the Municipal District of Foothills No. 31 Council as appropriate.

Members of the committee may be delegated to represent the committee in activities related to the management of the Highwood River watershed conducted by other parties of senior governments.

The committee will meet a minimum of four times per annum (quarterly) with additional meetings scheduled on an 'as required' basis.

CARRIED

**SILVERTIP INC. – AMENDMENT TO HIGHWAY COMMERCIAL DISTRICT - NW**

**18-20-28 W4M**

**BYLAW 37/2009**

Bylaw 37/2009 was reintroduced into the meeting to authorize the amendment to the Highway Commercial District land use rules in order to permit the future subdivision of one 3.86-acre parcel.

Moved second reading.

THE BYLAW WAS PASSED FOR TWO READINGS

Moved third reading of the Bylaw.

THE BYLAW WAS PASSED

**WORTHINGTON – SE 35-21-03 W5M - LETTER OF REQUEST**

Moved that Council refuse the request made by Mr. Worthington to remove the condition of redesignation requiring that the small 0.48-acre portion of the 8.85-acre balance parcel, defined as ERE 5, be consolidated with the adjacent Lot 1 ER, Plan 8310534.

CARRIED

**ELLIOTT – SW 30-19-28 W4M – LEVIES**

Moved that the Water, Wastewater and Stormwater, Internal Roads, and External Roads levy be applied as follows:

\$11,000.00/acre for Water, Wastewater & Stormwater

\$ 4,344.00/acre for Internal Roads

\$ 4,273.00/acre for External Roads

\$19,617.00/acre TOTAL

Based on the proposed new lot being 1.2 +/- acres, the required levy is 1.2-acres x \$19,617.00/acre = \$23,540.40 TOTAL.

CARRIED

**ATCO PIPELINES – TRANSFER AND CONSOLIDATION OF PIPELINE RIGHT OF WAY**

Moved that Council support the transfer of title to pipeline line rights of way into adjoining parcels, as outlined in Schedule 'A' which was attached to the proposal, as Council has confirmed that no new stand alone titles will be created through this transfer.

CARRIED

**HIGHWAY 2A INDUSTRIAL AREA STRUCTURE PLAN – ACKNOWLEDGEMENT OF COMPLETED APPENDICES**

Moved that Council approve the Design Guidelines and Implementation Strategy in order that they may be included within the Highway 2A Industrial Area Structure Plan.

CARRIED

**RECESS**

Moved that Council recess at 11:26 a.m. to sit as the Subdivision Approving Authority.

CARRIED

**SILVERTIP INC. – SUBDIVISION - NW 18-20-28 W4M**

Moved that the subdivision of one 3.86 +/- acre Highway Commercial District parcel from the 9.22-acre portion of NW 18-20-28 W4M, South of Road Plan 4267JK, East of Plan 4944IB, has been evaluated in terms of Section 654 of the Municipal Government Act and Section 7 of the Subdivision and Development Regulation and therefore it is recommended that the application be approved as per the tentative plan for the following reasons:

The application is consistent with Section 7 of the Subdivision and Development Regulations;

The subject land has the appropriate land use designation.

Further, in accordance with Sections 654 and 655 of the Municipal Government Act, the application be approved subject to the following conditions:

Subdivision to be effected by Plan of Survey, pursuant to Section 657 of the Municipal Government Act, or such means as satisfactory to the Registrar of the South Alberta Land Titles Office District;

Compliance with all requirements of Alberta Transportation to be met;

All accesses to be located and culverts and approaches to be installed to the M.D.'s subdivision road standards;

Landowners are to provide all utility easements and agreements to the satisfaction of the M.D. and the utility companies;

The landowners are to pay all arrears of taxes on the existing parcel prior to finalization of the subdivision;

It is the applicants' responsibility to provide a Real Property Report or an 'As Built Drawing' signed and sealed by an Alberta Land Surveyor certifying the location of the adjacent municipal road(s), water well within the boundaries of the new and balance parcels and additionally, that the site plan is surveyed according to municipal requirements.

CARRIED

**ADJOURN**

Moved that the meeting of the Subdivision Approving Authority adjourn at 11:28 a.m.

CARRIED

**LONG SERVICE MEDAL PRESENTATION**

Moved that Council acknowledge the announcement that Darcy Beaudette has been presented with the Province of Alberta Long Service Medal for Community Peace Officers, and offer their sincere congratulations toward his achievement.

CARRIED

**HIGHWOOD THEATRE PLAYERS – REQUEST FOR SUPPORT**

Moved that Council approve a contribution to the Highwood Theatre Players in the amount of \$500.00 in support of their current production and fundraising endeavors.

CARRIED

**AAMDC SPRING 2011 CONVENTION**

Moved that Council authorize the cancellation of hotel reservations for the AAMDC Spring 2011 Convention for the night of Sunday, March 20<sup>th</sup>, as scheduled meetings will permit travel time to Edmonton on the morning of Monday, March 21<sup>st</sup>.

CARRIED

**SUBSCRIPTION FOR ALBERTA SCAN**

Moved that Council authorize the purchase of a one year subscription to the Alberta Scan publication.

CARRIED

**ABBEYFIELD HOUSE SOCIETY OF HIGH RIVER**

**ROYAL GALA MEDIEVAL FEAST**

Moved that Council acknowledge receipt of the information regarding the Royal Gala Medieval Feast hosted by the Abbeyfield House Society of High River on Saturday, March 26, 2011.

CARRIED

**ALBERTA ELECTRIC SYSTEM OPERATOR**

**REQUEST TO MEET WITH COUNCIL**

Moved that Council authorize staff to arrange a presentation by the Alberta Electric System Operator with respect to transmission reinforcement within the M.D.

CARRIED

**PRIDDIS COMMUNITY ASSOCIATION**

**REQUEST GRANT FOR STAMPEDE BREAKFAST**

Moved that Council approve the request from the Priddis Community Association for a contribution of \$1,000 in support of their annual Stampede Breakfast.

CARRIED

**LUNCH**

Moved that Council adjourn for lunch.

CARRIED

**RECESS**

Moved that Council recess at 1:38 p.m. to sit as the Subdivision Approving Authority.

CARRIED

**ROYCE – SUBDIVISION – SW 32-19-29 W4M**

Moved that the subdivision of one 4.27 +/- acre Country Residential "A" parcel from the 8.53-acre portion of SW 32-19-29 W4M, Plan 9813170, Block 1, Lot 14, has been evaluated in terms of Section 654 of the Municipal Government Act and Section 7 of the Subdivision and Development Regulation and therefore it is recommended that the application be approved as per the tentative plan for the following reasons:

The application is consistent with Section 7 of the Subdivision and Development Regulations;

The subject land has the appropriate land use designation.

Further, in accordance with Sections 654 and 655 of the Municipal Government Act, the application be approved subject to the following conditions:

Subdivision to be effected by Plan of Survey, pursuant to Section 657 of the Municipal Government Act, or such means as satisfactory to the Registrar of the South Alberta Land Titles Office District;

Overland drainage easement to be registered concurrent with the Plan of Survey;

Access right of way agreement to be registered concurrent with the Plan of Survey;

Engineering review fee required with respect to construction of the driveway (\$1000.00) to be submitted prior to registration of the subdivision;

All accesses to be located and culverts and approaches to be installed to the M.D.'s subdivision road standards;

Public Reserve: previously provided for;

Landowners are to provide a road improvement fee of \$8000.00 per new lot as agreed to in the Developer's Agreement signed as a condition of the redesignation approval;

Final subdivision lot fees to be submitted;

Landowners are to provide all utility easements and agreements to the satisfaction of the M.D. and the utility companies;

The landowners are to pay all arrears of taxes on the existing parcel prior to finalization of the subdivision;

It is the applicants' responsibility to provide a Real Property Report or an 'As Built Drawing' signed and sealed by an Alberta Land Surveyor certifying the location of the adjacent municipal road(s), water well within the boundaries of the new and balance parcels and additionally, that the site plan is surveyed according to municipal requirements.

CARRIED

**ADJOURN**

Moved that the meeting of the Subdivision Approving Authority adjourn at 1:45 p.m.

CARRIED

**BILL AND ACCOUNTS – FEBRUARY 24, 2011**

Moved that the following cheque nos. 48081; 48085-48089; 48091-48108; 48110-48115; 48117-48122; 48124; 48126-48132; 48134-48139; 48141-48150; 48154-48163; totaling \$66,234.38, be approved for payment:

<u>Cheque No.</u>	<u>Vendor Name</u>	<u>Vendor Amt</u>
48082	1009720 Alberta Ltd.	\$8,929.19
48083	964338 Alberta Ltd.	\$120,951.50
48084	A.A.M.D. & C.	\$41,702.40
48090	BRZ Partnership Architecture I	\$14,025.69
48109	Great West Life Assurance Co.	\$8,060.91
48116	Huggett, Jonathan R.	\$5,670.00
48123	Local Authorities Pension Plan	\$61,241.58
48125	M.D. of Foothills No. 31	\$250,000.00
48133	Millarville Sports Association	\$10,000.00
48140	Receiver General For Canada	\$127,397.44
48151	Town of Black Diamond	\$5,064.86
48152	Town of High River	\$19,351.59
48153	Town of Okotoks	\$7,012.46

CARRIED

**HIGH RIVER AIRPORT BUDGET**

Moved that Council support the High River Airport's proposed application for a \$100,000.00 Operating Line of Credit, subject to joint approval by the Town of High River.

CARRIED

**MINUTES – FEBRUARY 9, 2011**

Moved that Council adopt the minutes, as circulated, of its February 9, 2011 Council meeting.

CARRIED

**MINUTES – FEBRUARY 10, 2011**

Moved that Council adopt the minutes, as circulated, of its February 10, 2011 Council meeting.

CARRIED

**ADJOURN**

Moved that Council adjourn at 4:57 p.m.

CARRIED