

MINUTES

Cypress County Council Meeting

Administration Building, Dunmore Alberta

May 15, 2018

COUNCIL PRESENT:

Richard Oster, Reeve

Dan Hamilton, Deputy Reeve Dustin Vossler, Councillor Darcy Geigle, Councillor Shane Hok, Councillor Ernest Mudie, Councillor Michelle McKenzie, Councillor

Alf Belyea, Councillor

REGRETS: Robin Kurpjuweit, Councillor

ADMINISTRATION PRESENT:

Peter Tarnawsky, Interim Chief Administrative Officer

John Belanger, Director of Corporate Services

Curtis Richter, Director of Public Works

Jeffrey Dowling, Acting Director of Municipal Services and

Planning Supervisor

LesleyAnn Collins, Executive Assistant

CALL TO ORDER: 10:00 A.M

AGENDA -ADDITIONS, DELETIONS & APPROVAL:

Resolution No. 2018/251

Deputy Reeve Hamilton moved to accept the agenda with the addition of Letter of Support from Tyrel Pahl to 6a) and 6j) Bylaw 2018/17 Land Use Amendment to Municipal Services.

Carried.

PUBLIC HEARING: Reeve Oster opened the Public Hearing for Bylaw 2018/09

Land Use Amendment, Bylaw 2018/10 Land Use Amendment

and Bylaw 2018/12 Irvine Area Structure Plan.

Purpose of Public Hearing - Bylaw 2018/09

To re-classify a portion of the NW 26-12-5-W4, from Agricultural IDP District 1 "A-1 IDP" to Industrial District "I".

Planning Supervisor, Jeffrey Dowling explained L Gill Ventures Ltd. has submitted application 18/A03 to reclassify a 7.51 ha (18.55 acres) parcel from Agricultural IDP District 1 (A-1 IDP) to Industrial District (I). The property is located at the NW 26-12-5-W4. If the land use amendment is approved, then the applicant's intent is to apply to the Municipal Planning Commission for approval to subdivide the parcel from the remainder of the agricultural title.

The property is located along Highway 41A, and is approximately 2.0 km east of Veinerville. Both the proposed land use re-classification parcel, and the remainder of the agricultural title will have direct access to Range Road 52.

The applicants have an agricultural residence and yard site situated immediately to the east of the proposed land use reclassification parcel. There is also an existing Country Residential District 2 (CR-2) property located approximately 300 m to the south, and there are other agricultural residences within 1.6 km of the proposed application location. The remainder of the agricultural title is cultivated dry, cropland.

There are two other existing Industrial District (I) properties approximately 2.0 km and 4.6 km further to the east of this site along Highway 41A.

The proposed parcel is located within the Rural Development Area of the Tri-Area Intermunicipal Development Plan.

Tyrel Pahl provided written comments the day of the Public Hearing that he has no objections, and he feels the location has good access off the Highway and a relatively low number of residences within 2 miles.

The Planning Supervisor recommends approval, as the proposal complies with the Agricultural and Economic strategies under the Implementation of the Plan of the South Saskatchewan Regional Plan, Rural Development Area Policy, Section 2.10.2, d) Non-Residential Uses, of The Tri-Area Intermunicipal Development Plan and Section 3.5 (c) of the County's Municipal Development Plan.

Applicant's Comments

The applicant, Laverne Gill, stated he farms in the area, and would not have agreed to the proposal if he felt there was dust and noise issues since he has a residence directly to the east. Mr. Gill feels there is an agriculture benefit to the area for relocating the proposed 11-22 Seed Cleaning Plant out of the City of Medicine Hat.

Support of the Application

Garry Lentz, who is a member of the 11-22 Seed Cleaning Plant Ltd., stated that the committee looked at eight other properties, and determined this to be the most appropriate location. Mr. Lentz addressed concerns raised in the letters of opposition that were submitted. He stated Highway 41A was designed to accommodate industrial traffic into the City which has now declined, and the new plant will handle 5-12 trucks per day. Mr. Lentz detailed the new plant will have a modernized air filtering system. He went on to state that trucks must be tarped under Alberta Transportation regulations and the plant is inspected under the Provincial Weed Control Act.

Brent Beck, who is a member of the 11-22 Seed Cleaning Plant feels that Highway 41A is the preferred location rather than Twp Rd 120 due to the narrowness of the road.

Opposition of the Application

Jeremy Wagner, who owns land approximately 1.0 km to the east of the proposed parcel, stated that Mr. Gill does not live on the east side of the proposed parcel, and that he rents the residence out. He stated that residents of the City of Medicine Hat would like the plant gone due to noise and dust. Mr. Wagner stated that his daughter has lung and heart disease which will be impacted for her enjoyment of being able to enjoy the outdoors. In addition, Mr. Wagner feels that many families use Highway 41A and that truck traffic could be a safety issue when turning into and leaving the plant.

Marilyn Hoffman who is owns property to the west of the proposed parcel feels that her property will receive dust as a result of prevailing winds. Mrs. Hoffman stated that Highway 41A is a heavy traffic area already and feels this proposed seed cleaning plant will affect her view of the city and her enjoyment of her property.

Questions/Comments

Reeve Oster inquired as to the hours of the proposed seed cleaning plant. Mr. Lentz stated the plant could run 8 hours per day 5 days a week, and in the peek season, approximately a month long, it could run 17 hours per day and the occasional Saturday and Sunday.

Councillor Geigle inquired if Rge Rd 52 would be paved. Mr. Dowling stated the Municipal Planning Commission (MPC) can impose a condition requiring paving to an industrial standard.

Deputy Reeve Hamilton inquired if access to the proposed parcel would require a Traffic Impact Assessment. Mr. Dowling stated that it would not and that Alberta Transportation would provide comments upon subdivision application circulation.

Applicant's Final Comments

None.

**Councillor Vossler left the meeting at 10:43 A.M. due to a pecuniary interest. His father, Gary Vossler owns NE 24-11-7-W4 that was brought forward for reclassification in Bylaw 2018/10.

Purpose of Public Hearing – Bylaw 2018/10

Jeffrey Dowling explained that Global Raymac Surveys has submitted application 18/A04 to reclassify a 2.29 ha (5.60 acres) parcel from Agricultural District 2 (A-2 General Agriculture) to Country Residential District 2 (CR-2). The property is located at the NE 24-11-7-W4. If the land use amendment is approved, then the applicant's intent is to apply to the Municipal Planning Commission for approval to subdivide the parcel from the remainder of the agricultural title. The title is 64.3 ha (159 acres) in size.

The property is located along Township Road 114, and is approximately 0.8 km east of Highway 3. Both the proposed reclassification area, and the remainder of the agricultural title are able to receive direct access to Township Road 114.

The applicant also owns the farm residence and agricultural operation immediately to the west on the NW 24-11-7-W4. There is irrigated cropland situated to the east of the proposed area, while the remainder of the agricultural title consists of dryland pasture.

The proposed reclassification area is well removed from the Seven Persons Creek which flows through the remainder of the agricultural title to the south.

There are other country residential districts approximately 0.8 km away along Township Road 114, and to the west of Highway 3. In addition, there are other smaller agricultural titles with residences in close proximity to the proposed site.

If approved, the proposed reclassification area would result in the first subdivision to be taken out of the quarter section. A second residence could still be developed on the remainder of the agricultural title. The proposed parcel is located outside of the Tri-Area Intermunicipal Development Plan.

The Planning Supervisor recommends approval, as the proposal complies with the Agricultural strategy under the Implementation of the Plan of the South Saskatchewan Regional Plan, and Section 3.4 (n) of the County's Municipal Development Plan.

Applicant's Comments

None.

Support of the Application

None.

Opposition of the Application

None.

Questions/Comments

None.

Applicant's Final Comments

None.

** Councillor Vossler rejoined the meeting at 10:51 A.M.

Purpose of Public Hearing – Bylaw 2018/12

To discuss and receive public comment on Bylaw 2018/12 for the Irvine Area Structure Plan.

The purpose of the Irvine Area Structure Plan is to provide a framework to guide future growth and land uses in an orderly and economical manner. This Plan is being developed to promote Irvine resulting from Council's strategic planning. Greg Birch Consulting Ltd. and MPE Engineering Ltd. were hired to draft and provide the engineering for the Area Structure Plan.

An area structure plan is considered a "Statutory Plan" within Section 633 of the Municipal Government Act. An area structure plan must address development to be proposed within the area, land uses appropriate within the area, population density, major transportation routes, public utilities, and any other significant matters a council may want to include.

Irvine is serviced with water and sanitary sewer infrastructure and has the capacity to accommodate additional growth within the current Hamlet's boundary for the foreseeable future. Highway 1 passes the hamlet on the southside, and is well maintained for the commuters going to and from Medicine Hat.

In September of 2017, the concept of the Plan was introduced to the Irvine residents and surrounding community through an open house presentation. In addition, an extensive survey was sent out and collected asking what the community liked about Irvine, what they would like to improve, and how they see Irvine in the future. After gathering this feedback and input, the Plan was drafted by Greg Birch Consulting Ltd. and MPE Engineering Ltd., and reviewed by Planning & Development Services. In March of 2018, the draft of the Plan was then presented to the community for any further comments or amendments to the Plan. There were some minor revisions made as a result.

After 1st reading of the Bylaw, the Area Structure Plan will be circulated to the land owners in and around the plan boundary, to government agencies, as well as affected bodies and utility companies for further comments prior to the public hearing. The Plan will also be posted on the County's website for viewing, and promoted on Facebook, as well as advertised in the Cypress Courier.

Greg Birch and Patrick Boyd of MPE Engineering Ltd. presented a summary of the Plan.

The Planning Supervisor recommends approval, as the Irvine Area Structure Plan complies with the South Saskatchewan Regional Plan, and Section 3.7, Hamlets, (a) and (c) of the County's Municipal Development Plan.

Applicant's Comments

None.

Support of the Application

None.

Opposition of the Application

None.

Questions/Comments

None.

Applicant's Final Comments

None.

The Reeve closed the Public Hearing.

MINUTES: Resolution No. 2018/252

Councillor McKenzie moved to approve the minutes of the May 1st 2018, meeting as presented.

RECESS: 11:18 A.M.

RECONVEINE: 11:22 A.M.

MUNICIPAL SERVICES:

Bylaw 2018/09 – Land Use Amendment (NE 26-12-5-W4)

An application was received from L Gill Ventures Ltd., to reclassify a portion of the NW 26-12-5-W4, from Agricultural IDP District 1 "A-1 IDP" to Industrial District "I".

Resolution No. 2018/253

Councillor Geigle moved 2nd reading of Bylaw 2018/09.

Carried.

Resolution No. 2018/254

Councillor Vossler moved 3rd reading of Bylaw 2018/09.

Carried.

**Councillor Vossler left the meeting at 11:36 A.M. due to a pecuniary interest. His father, Gary Vossler owns NE 24-11-7-W4 that was brought forward for reclassification in Bylaw 2018/10.

Bylaw 2018/10 – Land Use Amendment (NE 24-11-7-W4)

An application was received from Global Raymac Surveys, on behalf of Gary and Patricia Vossler, to re-classify a portion of the NE 24-11-7-W4, from Agricultural District 2 "A-2 General Agriculture" to Country Residential District 2 "CR-2".

Resolution No. 2018/255

Councillor McKenzie moved 2nd reading of Bylaw 2018/10.

Councillor Belyea moved 3rd reading of Bylaw 2018/10.

Carried.

** Councillor Vossler rejoined the meeting at 11:39 A.M.

DELEGATION:

RCMP Enhanced Officer Report

Staff Sergeant Sean Maxwell, and Constable Rebecca Wilke, the County's Enhanced officer, of the RCMP Redcliff Detachment appeared before Council and gave a report on enforcement throughout the County for the past three months.

RECESS: 12:02 A.M.

RECONVEINE: 12:50 P.M.

MUNICIPAL SERVICES

Bylaw 2018/12 – Irvine Area Structure Plan

The purpose of the Irvine Area Structure Plan is to provide a framework to guide future growth and land uses in an orderly and economical manner. This Plan is being developed to promote Irvine resulting from Council's strategic planning.

Resolution No. 2018/257

Deputy Reeve Hamilton moved 2nd reading of Bylaw 2018/12.

Carried.

Resolution No. 2018/258

Councillor Hok moved 3rd reading of Bylaw 2018/12.

PUBLIC WORKS:

Proposed CP Rail Crossing Closures Director of Public

Administration met with the Town of Redcliff Administration to discuss the impacts of closing the Rge Rd 65 rail crossing in the Town of Redcliff. They have indicated there is no concern closing Rge Rd 70 crossing. Paul

Resolution No. 2018/259

Councillor Geigle moved to direct Administration to coordinate with CP Rail to alternate closing the crossings at Rge Rd 65 and Rge Rd 70 for a two week period each. Paul Whalen, Western Grade Crossing Coordinator from Canadian Pacific Railway, was present, and granted permission from Council to provide clarification.

Carried.

MUNICIPAL SERVICES:

Bylaw 2018/07 – Seven Persons Area Structure Plan

The purpose of the Seven Persons Area Structure Plan is to provide a framework to guide future growth and land uses in an orderly and economical manner. This Plan was developed to promote Seven Persons as a result of Council's strategic planning.

Resolution No. 2018/260

Councillor Mudie moved 2nd reading of Bylaw 2018/07 as amended as presented.

Carried.

Resolution No. 2018/261

Councillor Geigle moved 3rd reading of Bylaw 2018/07.

Bylaw 2018/15 – Land Use Amendment (NE 28-12-5-W4)

An application was received from Cypress County, on behalf of the City of Medicine Hat, to re-classify a portion of the NE 28-12-5-W4, from Agricultural IDP District 1 "A-1 IDP" to Public and Semi-Public Service District "PS".

Resolution No. 2018/262

Councillor Belyea moved 1st reading of Bylaw 2018/15.

Carried.

Development and Service Cost for Irvine Lots

Council directed Administration to bring back information and cost estimates to develop and service County owned property in the Hamlet of Irvine. There are two separate locations. One property is on the west side of Irvine, and north of the railway tracks, while the other property is on the east side of the hamlet, and south of the railway tracks.

Resolution No. 2018/263

Councillor Vossler moved to receive for information and future consideration.

Carried.

Resolution No. 2018/264

Councillor Mudie moved to direct Administration to complete a Stormwater Management Plan for Irvine, not exceeding \$30,000, with funds coming from the Operating Fund and to include a Stormwater Management Plan for Seven Persons in the 2019 Budget.

Carried.

Agriculture Services Appointments

Annually, Council appoints seasonal staff hired by Agricultural Services as Weed and Pest Inspectors. The authority to make these appointments comes from the Weed Control Act and Agricultural Pests Act.

Councillor Vossler moved to appoint Kennedy Fandrick, Braiden Bodin, Tanner Petersen, Steve Werner, Calum Hillier, Caitlin Russel, Daniel Bukmeier, Melissa Sawchuk, and Alison Gries as Weed Inspectors under the Weed Control Act and as Pest Inspectors under the Agricultural Pests Act for the duration of their employments with Cypress County.

Carried.

Appointment to the Medicine Hat Exhibition & Stampede Company

At the May 1, 2018 meeting, Council requested Administration facilitate the purchase of a share in the Medicine Hat Exhibition and Stampede Company Ltd. The purchase of the share now gives Cypress County the opportunity to be a voting member, therefore, Council representation is desired at future Medicine Hat Exhibition and Stampede Company Ltd. meetings.

The Reeve called three times for nominations for the position of Medicine Hat Exhibition and Stampede board member.

Councillor McKenzie nominated Councillor Vossler.

The Reeve called three times for nominations for the position of Medicine Hat Exhibition and Stampede alternate board member.

Councillor Vossler nominated Councillor Hok .

Resolution No. 2018/266

Deputy Reeve Hamilton moved to appoint Councillor Vossler to the Medicine Hat Exhibition and Stampede Company Ltd. board, and Councillor Hok as the alternate.

Director of Municipal Services Report

The Director of Municipal Services Report was presented.

Resolution No. 2018/267

Councillor Vossler moved to receive the Director of Municipal Services Report as presented.

Carried.

Bylaw 2018/17 – Land Use Amendment (NE 1-20-1-W4)

An application was received from Pembina Pipeline Corporation on behalf of 1195714 Alberta Ltd., to re-classify a portion of the NE 1-20-1-W4, from Agricultural District 2 "A-2 General Agriculture" to Industrial District "I".

Resolution No. 2018/268

Councillor Hok moved 1st reading of Bylaw 2018/17.

Carried.

CORPORATE SERVICES:

Bylaw 2018/19 – Splitting of Non-Residential Property Classes

As of January 1, 2018, Municipalities are able to split the municipal non-residential class into sub-classes that are specifically defined in Matters Related to Assessment Sub-classes Regulations.

Resolution No. 2018/269

Councillor Mudie moved 1st reading of Bylaw 2018/19.

Carried.

Resolution No. 2018/270

Councillor Belyea moved 2nd reading of Bylaw 2018/19.

Councillor Hok moved for unanimous consent for Bylaw 2018/19 to be read for 3rd reading.

Carried Unanimously.

Resolution No. 2018/272

Councillor Geigle moved 3rd reading of Bylaw 2018/19.

Carried.

Bylaw 2018/23 – Creation of Business Directory

Creating a business directory with a one-time registration would allow the County to track business and establish which sub-class of non-residential tax the business should be taxed under. The tax rate would be set for each sub-class during the annual budgeting process and the tax rate Bylaw for 2019 would reflect splitting of the sub-classes.

Resolution No. 2018/273

Councillor Vossler moved 1st reading of Bylaw 2018/23.

Carried.

Resolution No. 2018/274

Deputy Reeve Hamilton moved 2nd reading of Bylaw 2018/23.

Carried.

Resolution No. 2018/275

Councillor McKenzie moved for unanimous consent for Bylaw 2018/23 to be read for 3rd reading.

Carried Unanimously.

Resolution No. 2018/276

Councillor Belyea moved 3rd reading of Bylaw 2018/23.

Policy ADM 15 Sale of County Land – Proposed Amendments

Proposed Amendments ADM 15 Sale of County Land was last reviewed on November 2, 2004. The policy lays out terms and conditions for sale of County lands as per the Municipal Government Act Chapter M-26.

Resolution No. 2018/277

Councillor Mudie moved to approved Policy ADM 15 Sale of County Land as presented.

Carried.

Policy ADM 19 Lease of County Land – Proposed Amendments

ADM 19 Lease of County Land was last reviewed on February 4, 2003. The policy lays out terms and conditions for the lease of County lands.

Resolution No. 2018/278

Councillor McKenzie moved to approved Policy ADM 19 Lease of County Land as presented.

Carried.

Policy ADM 20 Re-Employment of Pensionable Employees – Proposed Amendments

ADM 20 Re-Employment of Pensionable Employees was last reviewed on May 6, 2014. The policy lays out terms and conditions for offering valued employees an employment contract should they wish to begin drawing their pension.

Resolution No. 2018/279

Councillor Vossler moved to approved Policy ADM 20 Re-Employment of Pensionable Employees as presented.

ADM 22 Tangible Capital Assets – Proposed Amendments

ADM 22 Tangible Capital Assets was last reviewed on May 6, 2008. The current policy does not meet the current requirements for reporting of Tangible Capital Assets under Public Sector Accounting Board (PSAB). Amendments have been made to meet current legislation.

Resolution No. 2018/280

Deputy Reeve Hamilton moved to approved Policy ADM 22 Tangible Capital Assets as presented.

Carried.

Twenty Mile Post Historical Society Nomination

The Alberta Historical Resources Foundation is calling for nominees for the 2018 Heritage Awards.

Resolution No. 2018/281

Councillor Geigle moved to direct Administration to nominate the Twenty Mile Post Historical Society for the 2018 Heritage Awards.

Carried.

Financial Report

The Monthly Financial report ending April 30, 2018 was presented.

Resolution No. 2018/282

Councillor Belyea moved to receive the Financial Report ending April 30th, 2018 as presented.

Carried.

Director of Corporate Services Report

The Director of Corporate Services Report was presented.

Councillor Hok moved to receive the Director Corporate Services Report as presented.

Carried.

PUBLIC WORKS:

Policy R 21
Cattle Guards –
Proposed
Amendments

At the March 5, 2018 Committee of the Whole Policy Review meeting, Council referred Policy R21 Texas Gates to

Administration for amendments.

Resolution No. 2018/284

Councillor McKenzie moved to approve Policy R 21 Cattle Guards as presented.

Defeated.

Suffield Additional Utilities and Paving Change Order Request

Administration has examined costs related to installing underground utilities for Ronald Avenue in Suffield, in cooperation with MPE engineering. Research found that topography works against the concept of sanitary sewer because of grade concerns.

Resolution No. 2018/285

Councillor Belyea moved to direct Administration to obtain a change order with Brooks Asphalt & Aggregate to complete Ronald Avenue with hot mix asphalt paving in Suffield at a cost not to exceed \$86,746 with funds coming from the 2017 remaining capital budget.

Carried.

RECESS: 2:50 P.M.

RECONVEINE: 2:56 P.M.

Director of Public Works Report

The Director of Public Works Report was presented.

Resolution No. 2018/286

Councillor Hok moved to receive the Director of Public Works Report as presented.

Carried.

CHIEF ADMINITRATIVE OFFICER'S OFFICE:

Strategic Planning Direction

Council participated in two Strategic Planning sessions in early 2018 facilitated by Alberta Community Development, to revisit and refine the direction for Cypress County.

Resolution No. 2018/287

Councillor Vossler moved to approve Cypress County Strategic Planning Summary Notes from February 8, 2018 and April 12, 2018 and refer them to Administration as direction for preparation of an Operational Plan for the balance of 2018 through to 2021.

Carried.

Interim Chief Administrative Officer Report

The Interim Chief Administrative Officer Report was presented.

Resolution No. 2018/288

Councillor Belyea moved to receive the Interim Chief Administrative Officer Report as presented.

NEW BUSINESS:

Dunmore Public Utility Lot Park Development

A third party has expressed interest in investing significantly in Cypress County by donating trees and other potential amenities for a park. Cypress County owns a Public Utility Lot in Dunmore between Eagle Butte Road and East 1st Street. The property was designated as Public Utility Lot as part of the residential subdivision that occurred back in 2005.

Resolution No. 2018/289

Councillor Belyea moved to direct Administration to hire WSP Canada Inc. to complete a detailed engineering analysis for storm water management and related options affecting Plan 0612325, Block 8, Lot 11PUL at a cost not to exceed \$15,000. Funds are to come from the Operating Reserve.

Carried.

REEVE AND COUNCILLOR'S REPORTS:

Councillor Hok attended a Highway 3 Twinning Association meeting, a Redcliff Recreation Board meeting and a Regional Landfill Authority meeting.

Deputy Reeve Hamilton attended Alberta Transportation meeting, and various meetings with local groups proposing projects in the County.

Councillor Belyea attended a Regional Landfill Authority meeting.

Reeve Oster attended an Alberta Transportation meeting, and various meetings with local groups proposing projects in the County.

Resolution No. 2018/290

Councillor Vossler moved to authorize attendance for Councillor Mudie to attend the Alberta Library Trustees' Association (ALTA) Conference in Caroline Alberta.

Councillor McKenzie moved to receive the Councillor reports as presented.

Carried.

CONFIDENTIAL

Peter Tarnawsky, John Belanger, Curtis Richter, Jeffrey Dowling and Kelly Meyer attended to provide advice to Council and LesleyAnn Collins attended for general interest purposes

Resolution No. 2018/292

Deputy Reeve Hamilton moved that Council close the meeting to the public for Agenda Items 12a) Intermunicipal Matter FOIP Section 21(1), 12b) Intermunicipal Matter FOIP Section 21(1), and Labour Matter FOIP Section 24(1) at 3:38 P.M.

Carried.

Resolution No. 2018/293

Councillor Hok moved to open the meeting to the public at 4:54 P.M.

Carried.

Tri-Party Intermunicipal Collaboration Framework

Resolution No. 2018/294

Councillor Hok moved to receive the briefing as information.

Carried.

Intermunicipal Matter

Resolution No. 2018/295

Councillor Vossler moved to direct staff to pursue Option A as presented during the Confidential Session and report back at subsequent Council meetings.

Labour Matter	Resolution No. 2018/295
	Councillor McKenzie moved to receive the report as information.
	Carried.
ADJOURN:	The Reeve declared the meeting adjourned at 4:56 P.M.
	REEVE
	REEVE
	DESIGNATED OFFICER