

MINUTES OF THE REGULAR COUNCIL MEETING OF THE COUNTY OF STETTLER NO. 6 HELD ON WEDNESDAY, JUNE 10, 2020 AT 10:01 A.M. IN THE COUNCIL CHAMBERS OF THE COUNTY OF STETTLER NO. 6 ADMINISTRATION BUILDING, STETTLER, ALBERTA

PRESENT: Reeve Larry Clarke
Councillor Ernie Gendre
Councillor Dave Grover
Councillor Cheri Neitz
Councillor James Nibourg
Councillor Wayne Nixon
Councillor Les Stulberg
Chief Administrative Officer Yvette Cassidy
Director of Communications Niki Thorsteinsson
Director of Municipal Services Andrew Brysiuk
Director of Operations Rick Green
Executive Assistant Marlene Hanson

CALL TO ORDER

The meeting was called to order at 10:01 a.m., Wednesday, June 10, 2020 by Reeve Clarke.

AGENDA APPROVAL

193.06.10.20 Moved by Councillor Stulberg

“that the agenda for the June 10, 2020 Regular County of Stettler No. 6 Council Meeting be approved with the following additions:

- Delegation: Jeneane Grundberg, Brownlee LLP – 2:00 p.m.
RE: Legal Advice, In-Camera
- Property Hail Damage RE: Additional Information
- License of Occupation, Road Allowance
- Bay View Street Extension
- Tom Jarmin
RE: Gravel Pit Complaint
- In Camera Session
 - FOIPPA Section 27: Privileged Information
RE: Legal Advice
 - FOIPPA Section 20: Disclosure harmful to law enforcement
RE: Investigation - File 2020-254 Road Use Agreement
- Road Bans (Councillor Gendre).” Carried Unanimously

MINUTES APPROVAL

194.06.10.20 Moved by Councillor Nixon

“that the May 27, 2020 Regular County of Stettler No. 6 Council Meeting minutes be approved as presented.” Carried Unanimously

PUBLIC HEARING

None

COUNCIL'S REQUEST FOR INFORMATION

Highway 835 (Councillor Neitz):

Councillor Neitz requested that a letter be sent to the government requesting that they repair Highway 835 and for a traffic count to be completed.

- Councillor Grover requested that Highway 12, from where it comes into the County and leaves the County, be listed as well.
- Councillor Nibourg suggested contacting neighboring Counties in regard to the condition of Highway 12 (it was identified that Highway 12 has been resurfaced in the County of Paintearth).
- CAO Cassidy noted that if Highway 835 was banned at 75% then the traffic may tend to go around. CAO Cassidy has spoke with Nate Horner who has indicated that Highway 835 and 12 repairs are being looked at.

195.06.10.20 Moved by Councillor Neitz

“that the County of Stettler No. 6 direct Administration to send a letter, including pictures, to the Minister of Transportation Ric McIver and cc the Premier of Alberta Jason Kenney, requesting that they repair Highway 835 from Highway 12 to Buffalo Lake, Highway 12 east of Stettler and for a traffic count to be completed this summer.”

Carried Unanimously

Boehlke’s Pond (Councillor Stulberg):

The erosion condition (may fully erode within 3 to 10 years) at Boehlke's Pond, and the addition of damage created by ice movement affecting the culvert and turn-style gate preventing the water flow to be controlled between the two separate water bodies was identified. The holder and perspective holders of the actual damn's Water License and permissions required in order to permit wetland restoration, and County of Stettler's participation level, made for discussion.

196.06.10.20 Moved by Councillor Stulberg

“that the County of Stettler No. 6 direct Administration to send a Letter to Alberta Environment requesting a meeting with the Minister of Environment and Parks Jason Nixon to discuss required repairs at Boehlke's Pond.”

Carried Unanimously

Road Bans (Councillor Gendre):

Councillor Gendre questioned if the road bans were lifted a little too early this Spring, noting that there is still frost in the ground and suggested that they be left on later.

Rick Green noted that the vehicles that are doing damage, will still be using these roads and creating damage, therefore, feels that the road ban will not have much effect on this.

197.06.10.20 Moved by Councillor Gendre

“that the County of Stettler No. 6 Council received for information the Road Bans discussion item.”

Carried Unanimously

NEW BUSINESS

Range Road 21-2 Resurfacing:

198.06.10.20 Moved by Councillor Neitz

“that the County of Stettler No. 6 Council approve a project to rip up and return to a gravel surface 2 miles of Range Road 21-2.”

In Favour: Councillors Nibourg, Stulberg, Nixon, Neitz, and Gendre
Opposed: Councillors Grover and Reeve Clarke

Carried

199.06.10.20 Moved by Councillor Nibourg
"that the County of Stettler No. 6 Council instruct Administration to bring back information regarding the placement and appropriate speed limit sign for 2 miles of Range Road 21-2." Carried Unanimously

Tax Forgiveness Request:

200.06.10.20 Moved by Councillor Stulberg
"that the County of Stettler No. 6 forgive the following taxes:
• \$406.04 on Linear Roll 857200 being 25% of \$1, 624.16; and
• \$45.12 on Industrial Roll 796669 being 25% of \$180.46;
and that this cancellation of taxes is taken from the municipal portion of taxes."
In Favour: None
Opposed: Councillors Nibourg, Stulberg, Nixon, Neitz, and Gendre, Grover and Reeve Clarke
Motion Defeated

Lot Sale Listings:

201.06.10.20 Moved by Councillor Nibourg
"that the County of Stettler No. 6 Council direct Administration to retender the sales contract regarding lots for sale situated in the Hamlets of Erskine and Botha, Alberta and report at the September 9, 2020 County of Stettler No. 6 Council Meeting." Carried Unanimously

Additional Named Insured – Endiang Cemetery Society:

202.06.10.20 Moved by Councillor Stulberg
"that the County of Stettler No. 6 approve the Endiang Cemetery Society's request to become an Additional Named Insured under the County of Stettler Insurance Policy to obtain liability coverage."
Carried Unanimously

License of Occupation, Road Allowance:

203.06.10.20 Moved by Councillor Nixon
"that the County of Stettler No. 6 Council direct Administration to enter into an agreement with all landowners along the Road Allowance which continues Township Road 42-4 west of Range Road 18-5, terminable on 30 days' notice, to grant the landowners the right to construct a gate to deter trespassing, provided that such gate does not restrict the public's right to access the road allowance."
In Favour: Councillors Nibourg, Stulberg, Nixon, Neitz, Gendre, and Reeve Clarke
Opposed: Councillor Grover
Carried

UNFINISHED BUSINESS

(None)

BYLAWS

(None)

REPORTS

Chief Administrative Officer's Report:

204.06.10.20 Moved by Councillor Stulberg
"that the June 10, 2020 Chief Administrative Officer's Report be received for information." Carried Unanimously

Councillor Nixon left the meeting at 11:30 a.m.

Financial Reports:

- 205.06.10.20 Moved by Councillor Gendre**
“that the Payment Register for payments posted between May 1 and 31, 2020; County Bank Reconciliation for the month ended April 30, 2020; Gadsby Bank Reconciliation for the month ended May 31, 2020; Reserves and the Year to Date Budget for the month ended April 30, 2020 (all attached and forming part of these minutes) Reports to be approved as presented.” Carried Unanimously

Councillor Fee Sheet Reports:

- 206.06.10.20 Moved by Councillor Grover**
“that the Councillor Fee Sheet Reports for the month of May, 2020 be received for information.” Carried Unanimously

Councillor Nixon rejoined the meeting at 11:38 a.m.

Councillor Committee Reports:

1. Red Deer River Municipal Users Group (Stulberg)
2. Stettler FCSS (Stulberg)
3. Stettler Public Library (Stulberg) - gave an additional verbal report
4. Parkland Regional Library System (Stulberg)
5. Dr. Retention (Grover) - gave a verbal report

- 207.06.10.20 Moved by Councillor Neitz**
“that the County of Stettler No. 6 Committee Reports for the June 10, 2020 Council Meeting be received for information.” Carried Unanimously

CONSENT AGENDA ITEMS

Councillor Stulberg thanked Council, Administration and MLA Nate Horner for all the attention and advocating that they put forward to facilitate Highway 855 Upgrades.

- 208.06.10.20 Moved by Councillor Stulberg**
“that the following County of Stettler No. 6 Consent Agenda Item for the June 10, 2020 Council Meeting be received for information:
1. Alberta Transportation
RE: Highway 855 Upgrade Announcement.” Carried Unanimously

- 209.06.10.20 Moved by Councillor Grover**
“that the following County of Stettler No. 6 Consent Agenda Item for the June 10, 2020 Council Meeting be received for information:
1. Tom Jarmin
RE: Gravel Pit Complaint.” Carried Unanimously

The meeting recessed at 11:49 a.m.

The meeting reconvened at 12:58 p.m.

DELEGATIONS

Lee and Sarah Chapman RE: Bay View Street:

Lee Chapman along with Julie Ruttan joined the meeting by teleconference at 1:00 p.m.

Introductions were made.

Lee Chapman noted:

- Appreciates the second access into Rochon Sands Heights.

- Feels road will be extremely busy and concerned that without a gate there will be a danger to the children, etc., with it becoming a collector road.
- Requests that the road at the end of Buffalo Views Estates Subdivision be gated.

Julie Ruttan, Rochon Sands Community Association representative noted:

- They support Lee Chapman's statements. Recognize the need for a secondary emergency access.
- Has a concern with speed, construction traffic and other uses, as existing road is not built for two way traffic.
- Emergency access – having a secondary one is appreciated.
- Speed bumps that were put in, assisted in slowing traffic.
- Bay View Street is a shorter route to White Sands and UPS may direct to go that direction.

Fire Chief Mark Dennis and Director of Emergency Management and Manager of Protective Services Lee Hardman were available by teleconference.

Identified through conversation:

- Bay View Street is designated as a future primary road on the Buffalo Lake South Shore Intermunicipal Development Plan.
- Bay View Street will be a heavy weight constructed access, a portion is built to take heavy traffic and Range Road 20-4 will meet those standards.
- Julie Ruttan noted that they support the breakaway gate, and suggested traffic counters and signage. Their Community Association is willing to assist with costs to place a gate.
- Andrew Brysiuk noted that the County is prohibited to restrict any traffic (locked gates) on a highway (all roads are described as a highway) as per the Traffic Safety Act.
- Signage:
 - Current speed limit is 30 km/hr , the extension will be 30 km/hr as well
 - CAO Cassidy identified that a traffic count could be conducted to set a baseline and re-done once road opens.
 - Consider “Local Traffic, only” sign at this location along with a couple other locations.
- Councillor Nibourg noted that there will not be a gate placed on that road as the County cannot do this. “Local Access” is also a problem as these roads are public roads. This sets a poor precedent.

Insurance Adjuster RE: Property Hail Damage Question and Answer Session:

Andrea Yuhasz with Priddle Gibbs Adjusters joined the meeting at 1:34 p.m. by teleconference.

Lorraine Hankins made a presentation noting the buildings that were damaged, estimates that were received and the options available. Noted that there is some leakage in the shop roof, which has not been totally investigated.

Andrea Yuhasz noted that:

- if the County were to take a cash payout, they would still have coverage on the building, however, if a future claim was made that payout amount would be deducted from the payment to be made.
- Council has the option to choose partial repairs ie: only the roof.

NEW BUSINESS Continued

Property Hail Damage:

210.06.10.20 Moved by Councillor Grover

“that the County of Stettler No. 6 Council approve repairing all facilities damaged in the July 30, 2019 hail storm, incurring the cost of the insurance deductible and GST.”

In Favour: Councillors Grover, Neitz, Nibourg, Nixon, Stulberg
and Reeve Clarke

Opposed: Councillor Gendre
Carried

IN-CAMERA SESSION

211.06.10.20 Moved by Councillor Neitz

“that the County of Stettler No. 6 enter into an in-camera session at 2:14 p.m. to discuss items exempt from disclosure in the *Freedom of Information and Protection of Privacy Act* as:

- FOIPPA Section 27: Privileged Information
RE: Legal Advice
- FOIPPA Section 20: Disclosure harmful to law enforcement
RE: Investigation - File 2020-254" Carried Unanimously

Rick Green and Marlene Hanson left the meeting.

212.06.10.20 Moved by Councillor Neitz

“that the County of Stettler No. 6 Council exit out of in-camera at 3:00 p.m.” Carried Unanimously

The meeting reconvened.

NEXT MEETING

The next regular Meeting of County of Stettler No. 6 Council will be held on Wednesday, July 8, 2020 at 10:00 a.m.

ADJOURNMENT

213.06.10.20 Moved by Councillor Nibourg

“that the County of Stettler No. 6 Regular Meeting of Council be adjourned at 3:03 p.m.” Carried Unanimously

Reeve

Chief Administrative Officer