



Parkland County

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Parkland County, Alberta
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Parklandcounty.com

Meeting Minutes Council

Mayor Rod Shaigec
Council Member Jo Szady
Council Member Dianne Allen
Council Member Phyllis Kobasiuk
Council Member Darrell Hollands
Council Member Denise Locher
Council Member Tracey Melnyk

Tuesday, October 9, 2012

9:00 AM

Council Chambers

CALL TO ORDER

Mayor Shaigec called the meeting to order at 9:01 a.m.

Present: 7 - Mayor Rod Shaigec, Council Member Jo Szady, Council Member Dianne Allen, Council Member Phyllis Kobasiuk, Council Member Darrell Hollands, Council Member Denise Locher and Deputy Mayor Tracey Melnyk

Administration

Pat Vincent, Chief Administrative Officer
Rob McGowan, General Manager, Infrastructure Services
Ken Van Buul, Acting General Manager, Community & Protective Services
Al McCully, General Manager, Development Services
Tracy Kibblewhite, General Manager, Corporate Services (in part)
Paul Hanlan, Manager, Planning and Development Services (in part)
Doug Tymchyshyn, Manager, Legislative & Administrative Services
Jackie Ostashek, Manager Communications & Strategic Planning
Barb Williams, Legislative & Administrative Services Assistant (Recording Secretary)

OPENING PRAYER

Council Member Denise Locher offered a short prayer.

ADOPTION OF AGENDA

A motion was made by Council Member Darrell Hollands that the October 9, 2012 Council agenda be approved with the following addition:

Community Services Matters - Hay East Program

The motion carried unanimously.

ADOPTION OF MINUTES

MIN 12-027 Adoption of September 25, 2012 regular Council meeting minutes.

Proposed Motion

That the September 25, 2012 regular Council meeting minutes be adopted, as presented.

A motion was made by Council Member Jo Szady that the September 25, 2012 regular Council meeting minutes be adopted, as presented. The motion carried unanimously.

BUSINESS ARISING

There were no Business Arising Matters presented at this meeting.

NEW BUSINESS

Corporate Services Matters

There were no Corporate Services Matters presented at this meeting.

Legislative Matters

BL 12-050 Approval of the Acheson Industrial Area Structure Plan Bylaw No. 32-2012.

Proposed Motion(s)

- a) That Bylaw No. 32-2012 receive first reading.
- b) That a Public Hearing be scheduled for November 6, 2012 at 5:30 p.m. to hear public comment on proposed Bylaw No. 32-2012.

A motion was made by Council Member Dianne Allen that Bylaw No. 32-2012 receive first reading. The motion carried unanimously.

A motion was made by Council Member Dianne Allen that a public hearing be scheduled on November 6, 2012 at 5:30 p.m. at Parkland County Centre, Council Chambers to hear public comment on proposed Bylaw No. 32-2012. The motion carried unanimously.

BL 12-013 Bylaw No. 33-2012 to Amend Municipal Development Plan Bylaw No. 37-2007 to ensure consistency with the updated Acheson Industrial Area Structure Plan.

Proposed Motion(s)

- a) That Bylaw No. 33-2012 receive first reading.
- b) That a Public Hearing be scheduled for November 6, 2012 at 5:30 p.m. to hear public comment on proposed Bylaw No. 33-2012.

A motion was made by Council Member Denise Locher that Bylaw No. 33-2012 receive first reading. The motion carried unanimously.

A motion was made by Council Member Dianne Allen that a public hearing be scheduled on November 6, 2012 at 5:30 p.m. at Parkland County, Council Chambers to hear public comment on proposed Bylaw No. 33-2012. The

motion carried unanimously.

SCHEDULED MATTERS

App 12-074 PUBLIC INPUT - 9:15 a.m. (10 mins.)

Mayor Shaigec asked the gallery if there were any issues that the public wishes to bring to the attention of Parkland County.

Paul Carlson and Kevin Smith came forward to advise of how they have addressed the latest resident concerns regarding noise and haul movement on Range Road 43.

Legislative Matters

RFD 12-128 Bylaw No. 24-2012 to Rescind Bylaws that are no Longer Required

Proposed Motion(s)

That Bylaw No. 24-2012 receive first reading.

That Bylaw No. 24-2012 receive second reading.

That Bylaw No. 24-2012 be presented at this meeting for third reading.

That Bylaw No. 24-2012 receive third and final reading.

A motion was made by Council Member Jo Szady that Bylaw No. 24-2012 receive first reading. The motion carried unanimously.

A motion was made by Council Member Dianne Allen that Bylaw No. 24-2012 receive second reading. The motion carried unanimously.

A motion was made by Council Member Phyllis Kobasiuk that Bylaw No. 24-2012 be presented at this meeting for third reading. The motion carried unanimously.

A motion was made by Council Member Denise Locher that Bylaw No. 24-2012 receive third and final reading, and that it be declared finally passed. The motion carried unanimously.

POL 12-015 Norms and Values Policy C-AD20

Proposed Motion(s)

That Council approve new Norms and Values Policy C-AD20, as presented.

A motion was made by Deputy Mayor Tracey Melnyk that Norms and Values Policy C-AD20 be approved, as presented. The motion carried unanimously.

POL 12-014 Council Code of Conduct Policy C-AD21

Proposed Motion(s)

That Council approve revised Code of Conduct Policy C-AD21, as presented.

A motion was made by Council Member Jo Szady that Council Code of

Conduct Policy C-AD21 be approved, as presented. The motion carried unanimously.

RFD 12-228 Appointments to Council Remuneration Committee

Proposed Motion(s)

That Council appoint Debra King, Beverlie Raffa, Stephanie Sabadaska, Verne Schneider, and Jane Smith as the public committee members on the Council Remuneration Committee for 2012.

A motion was made by Council Member Denise Locher that Debra King, Beverlie Raffa, Stephanie Sabadaska, Verne Schneider, and Jane Smith be appointed as public committee members on the Council Remuneration Committee for 2012. The motion carried unanimously.

Infrastructure Services Matters

RFD 12-224 West Inter Lake District (WILD) Regional Water Services Commission System Business Plan

Proposed Motion(s)

- 1) That Parkland County Council approves the West Inter Lake District (WILD) Regional Water Services Commission System Business Plan, Draft 5.2 - April 23, 2012.
- 2) That Parkland County Council approves the water rates and the method of calculation outlined in the West Inter Lake District (WILD) Regional Water Services Commission System Business Plan, Draft 5.2 - April 23, 2012.
- 3) That Parkland County Council approves the debt outlined in the West Inter Lake District (WILD) Regional Water Services Commission System Business Plan, Draft 5.2 - April 23, 2012 and agrees to the amount to be borrowed and the method of debenture payment.

A motion was made by Deputy Mayor Tracey Melnyk that the West Inter Lake District (WILD) Regional Water Services Commission System Business Plan, Draft 5.2 - April 23, 2012 be approved. The motion carried unanimously.

A motion was made by Council Member Denise Locher that the water rates and the method of calculation outlined in the West Inter Lake District (WILD) Regional Water Services Commission System Business Plan, Draft 5.2 - April 23, 2012 be approved. The motion carried unanimously.

A motion was made by Council Member Dianne Allen that the debt outlined in the West Inter Lake District (WILD) Regional Water Services Commission System Business Plan, Draft 5.2 - April 23, 2012 be approved, and agree to the amount to be borrowed and the method of debenture payment. The motion carried unanimously.

Community Services Matters**RFD 12-229** Hay East Program**Proposed Motion**

That administration be directed to proceed with the organizing of Parkland County's participation in the Hay East Program.

A motion was made by Council Member Darrell Hollands that administration be directed to proceed with the organizing of Parkland County's participation in the Hay East Program. The motion carried unanimously.

Development Services Matters**AG 12-004** Memorandum of Understanding to establish an Alternative Land Use Services (ALUS) Pilot Project in Parkland County**Proposed Motion(s)**

1. That Council approve the Memorandum of Understanding to establish an Alternative Land Use Services (ALUS) Pilot Project in Parkland County
2. That Council approve the ALUS Pilot Project Partnership Advisory Committee Terms of Reference (PAC)

A motion was made by Council Member Dianne Allen that the Memorandum of Understanding to establish an Alternative Land Use Services (ALUS) Pilot Project in Parkland County be approved, as presented. The motion carried unanimously.

A motion was made by Council Member Denise Locher that the Alternative Land Use Services Pilot Project Partnership Advisory Committee (PAC) Terms of Reference be approved, as presented. The motion carried unanimously.

Recess

Mayor Shaigec recessed the meeting at 10:01 a.m. and reconvened the meeting at 10:15 a.m.

COMMUNICATIONS**COM 12-059** AAMDC Newsletter**Proposed Motion**

That the AAMDC Newsletter be received for information.

A motion was made by Council Member Phyllis Kobasiuk that the October 3, 2012 AAMDC Newsletter be received for information. The motion carried unanimously.

COM 12-060 **COMMITTEE REPORTS****Proposed Motion**

That the Committee Reports be received for information.

Councillor Phyllis Kobasiuk reported on the Alberta Municipal Affairs Disputes Resolution Workshop.

Council Member Denise Locher reported on the Aboriginal Role Model Awards event.

A motion was made by Council Member Jo Szady that the Committee Reports be received for information. The motion carried unanimously.

IN-CAMERA SESSION

A motion was made by Deputy Mayor Tracey Melnyk that Council go into In-Camera Session at 10:21 a.m. The motion carried unanimously.

RFD 12-226 Resident Three-Month Suspension of Solid Waste Services

A motion was made by Council Member Phyllis Kobasiuk that the Council go into regular session at 10:46 a.m. The motion carried unanimously.

BUSINESS ARISING FROM IN-CAMERA SESSION

RFD 12-227 Resident Three-Month Suspension of Solid Waste Services

Proposed Motion

That Council uphold the three-month suspension of solid waste service privileges at all sites to John Matwychuk.

A motion was made by Council Member Denise Locher that the three-month suspension of solid waste service privileges at all sites to John Matwychuk be upheld.

A motion was made by Council Member Kobasiuk that the original motion be amended so that the three-month suspension to John Matwychuk be upheld for the electronics section of the solid waste service only, and that John Matwychuk be permitted to dispose of his garbage at the solid waste service facilities. The motion failed by the following vote:

For: 1 - Council Member Kobasiuk

Against: 6 - Mayor Shaigec, Council Member Szady, Council Member Allen, Council Member Hollands, Council Member Locher and Deputy Mayor Melnyk

Mayor Shaigec called the original motion.

A motion was made by Council Member Denise Locher that the three-month suspension of solid waste service privileges at all sites to John Matwychuk be upheld. The motion carried unanimously.

RECESS

Mayor Shaigec recessed the meeting at 10:50 a.m. and reconvened the meeting at 1:30 p.m.

BL 12-047 PUBLIC HEARING - 1:30 p.m. (60 mins.)

Bylaw No. 30-2012 Proposed Amendment to Land Use Bylaw No. 20-2009, Pt. NE-09-53-01-W5M

Proposed Motions

- 1) That Bylaw No. 30-2012 receive second reading;
- 2) That Bylaw No. 30-2012 receive third and final reading;

Mayor Shaigec called the public hearing to order at 1:30 p.m., in accordance with the provisions of the Municipal Government Act, to provide an opportunity for public input and comment on proposed Bylaw No. 30-2012, and explained the procedures of the hearing.

Council Member Darrell Hollands presented resident's concern that not all members of the public received sufficient information regarding this public hearing.

Mayor Shaigec asked members of the gallery to show hands if they felt they have not received sufficient information for proposed Bylaw No. 30-2012 presented at this meeting. Mayor Shaigec noted two members in the gallery showed that they had not received sufficient information for proposed Bylaw No. 30-2012.

Mayor Shaigec asked the gallery for a show of hands if they they wish for the public hearing to hear public comment regarding proposed Bylaw No. 30-2012 to be held today at this hearing. Majority of the gallery indicated support to proceed with the hearing.

A motion was made by Council Member Darrell Hollands that Bylaw No. 30-2012 be tabled. The motion was defeated by the following vote:

Against: 7 - Mayor Shaigec, Council Member Szady, Council Member Allen, Council Member Kobasiuk, Council Member Hollands, Council Member Locher and Deputy Mayor Melnyk

Administration presented Bylaw No. 30-2012.

Verbal Submissions

- 1. Alex Marshall, Laura Burt and John Byrne, IBI Group presented support of Bylaw No. 30-2012.*
- 2. Angela Lindberg, Allen Beach area resident, opposed of Bylaw No. 30-2012 with concern of set-back, buffer zone changes, and decrease of property value.*
- 3. Krista Lux, referred to her written submission, with concerns of an ambiguous condominium proposal, proposed lot sizes, and property access.*
- 4. Eric Stanier, Hubbles Lake Residents Association and Theo Charrette, Charette Pell Poscente Environmental Corporation referred to written information that was presented at this public hearing, opposing extended use of the lake and environmental affects of the proposed development.*
- 5. Dennis Vanowen, north side resident of Hubbles Lake, opposed of proposed Bylaw No. 30-2012, the proposed development, the affect it will have on the property value of existing residents, environmental issues regarding water testing, data collection and legal implications.*
- 6. Ray Anderson, Glen Aspen resident is opposed of Bylaw No. 30-2012 and the proposed development for the impact of overloading a small lake, wildlife changes.*
- 7. Harold Brose, Clearwater Estates resident, opposed of Bylaw No. 30-2012 with concern of holding this public hearing during the day versus in the evening and*

recommend that in the future all public hearings be held during the evening, and the affect of additional boats on a small lake.

8. Diane Fillinger, Hubbles Lake resident, opposed of Bylaw No. 30-2012 and the proposed development with concern that only adjacent landowners were contacted regarding the proposed bylaw, future water well supply of existing area wells, traffic safety issues, and the lack of information regarding the proposed development presented by the developer.

9. Mary Bain, Hubbles Lake area resident, opposed of Bylaw No. 30-2012 and the proposed development raising concerns of fire pits, emergency access, septic field systems, and uncertain development plans.

10. Audrey Babonich, opposed of Bylaw No. 30-2012 and the proposed development with concerns of the ecology of the lake and the developers committment to the proposed development.

11. Martin Forster, area resident, opposed of proposed Bylaw No. 30-2012 with concern regarding additional emergency services demands to ensure that emergency services are available.

12. Alex Marshall, Laura Burt, John Byrne summarized in support of Bylaw No. 30-2012 and addressed concerns that were raised.

A motion was made by Deputy Mayor Tracey Melnyk that Bylaw No. 30-2012 be recessed at 3:57 p.m. and to reconvene at the regular Council meeting scheduled on October 23, 2012. The motion carried by the following vote:

For: 6 - Mayor Shaigec, Council Member Allen, Council Member Kobasiuk, Council Member Hollands, Council Member Locher and Deputy Mayor Melnyk

Against: 1 - Council Member Szady

ADJOURNMENT

Mayor Shaigec closed the meeting at 3:57 p.m.

Mayor

Manager, Legislative & Administrative Services