

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE COUNTY OF STETTLE  
NO. 6 HELD ON WEDNESDAY, FEBRUARY 12, 2014 AT 10:00 A.M. IN THE  
COUNCIL CHAMBERS OF THE COUNTY OF STETTLE NO. 6 ADMINISTRATION  
BUILDING, STETTLE, ALBERTA**

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**PRESENT:** Reeve Wayne Nixon  
Councillor Ernie Gendre  
Councillor Joe Gendre  
Councillor Dave Grover  
Councillor Gregory Jackson  
Councillor James Nibourg  
Councillor Les Stulberg  
Chief Administrative Officer Tim Fox  
Assistant Chief Administrative Officer Yvette Cassidy  
Director of Planning & Development Johan van der Bank  
Director of Communications Nikki Thorsteinsson  
Director of Technology Services Andrew Brysiuk  
Executive Assistant Marlene Hanson  
Q93.3FM Reporter Landin Chambers

**CALL TO ORDER**

The meeting was called to order at 10:00 a.m., Wednesday, February 12, 2014 by Reeve Wayne Nixon.

Dennis Nelson, Randy Grams, Garth Ennis, Rick Green, Quinton Beaumont, Dan Albisser, Kerry George, Christa Cornelssen, Elizabeth Fuller, Teresa Walker, Scott Charles and Bob Halseth joined the meeting.

Introductions were made.

**AGENDA APPROVAL**

**27.02.12.14 Moved by Councillor Nibourg**

“that the agenda for the February 12, 2014 Regular County of Stettler No. 6 Council Meeting be approved with the following additions:

1. AAMDC Convention  
RE: Meeting with Alberta Transportation
2. Transportation Summit
3. HUME Bonspiel  
RE: Attendance
4. Lease of Lot 55MR Block 2 Plan 0522242
5. 1518-14 Amend Land Use Bylaw 1443-10 (Rezone 25 parcels of land within the Anderson Subdivision)
6. Alberta Environment and Sustainable Resource Development  
RE: Prairie Mines and Royalty Ltd. and ATCO Power (2000) Ltd.  
Disposal of Sorbent/Fly Ash and Emissions Reduction Amendment  
EPEA Applications 010-11364 and 017-1512
7. Range Road 19-4 Township Road 38.4  
RE: Signage.”

Carried Unanimously

**MINUTES APPROVAL**

**28.02.12.14 Moved by Councillor Stulberg**

“that the January 15, 2014 Regular County of Stettler No. 6 Council Meeting minutes be approved as presented.”

Carried Unanimously

Teresa Walker left the meeting at 10:05 a.m.

**NEW BUSINESS**

Public Works Procedures 500.7 – Brushing Requests from Ratepayers to Brush Road Allowances and 500.21 – Brushing Requests for County to Brush Road Allowances with Coordinating Agreements being 1.19, 1.24 and 1.35:

Tim Fox and Randy Grams updated Council and visitors in the Gallery (Scott Charles and Bob Halseth) on the reasoning for the procedures. Scott Charles indicated that the road is wide enough to move equipment down, removal of the trees effects all of the neighbors and the community with both being unhappy with the situation, that the requesting individual does not use the road and that the road has never been graded by the County. Bob Halseth then indicated that there is no advantage/benefit in this brushing which would use County funds, feels that the landowner should pay to remove trees in order to place a fence which will never be put in, therefore, feels that the main roads should not be cleared of trees. Also, feels that the County should not be responsible or pay, in this situation, as this should be the landowner’s responsibility. Both indicated that there are other accesses and that this individual does not need to run their equipment up this road. Requested that the Bylaw/application be changed so that adjacent landowners will be notified prior to removal of trees/brushing.

Randy Grams and Dan Albisser indicated that the brushing request was made in order to assist the requesting individual so that they can move large equipment.

Rick Strankman and Gary Wilyman joined the meeting at 10:24 a.m.

Major discussion took place.

Scott Charles indicated that there is one half mile that they request not to be brushed and request that the County approach the applicant regarding concerns.

**29.02.12.14 Moved by Councillor Nibourg**

“that the County of Stettler No. 6 postpone the Policy and Procedure Manual’s Public Works Procedures 500.7 – Brushing Requests from Ratepayers to Brush Road Allowances and 500.21 – Brushing Requests for County to Brush Road Allowances and coordinating Agreements being 1.19, 1.24 and 1.35 items until the March 12, 2014 County of Stettler No. 6 Meeting.” Carried Unanimously

Scott Charles, Bob Halseth and Kerry George left and Shawna Benson and Rich Fitzgerald joined the meeting at 10:31 a.m.

**DELEGATION**

Drumheller/Stettler MLA Rick Strankman:

Wildrose MLA Rick Strankman asked to attend the Regular meeting of Council to try and clear the air between the Wildrose Party and the County. Reeve Nixon gave him the floor to acknowledge the distress put on the County by the consistent FOIP-ing by the Wildrose party and the CBC last year. The County were FOIP-ed six times at a cost of \$40,000 in lost taxpayer funds and 180 man hours to gather all of the required documentation. Strankman took this opportunity to not just acknowledge but apologize for his parties actions. In his opinion, they did not initiate the FOIP process in the correct manner. The FOIPs were

sprung on Reeve Nixon concerning partisan pre-election behavior and donations. Strankman went on to say that he has no malice towards the County and would like to bury the hatchet and move on but did note that he would not apologize for the consequences of a legal process, concerning the lost funds and man hours. He explained that most Counties and Town Councils were subject to FOIPs last year but not to the extent of six. Before he left he was asked if it is now a dead issue so the County and their staff could move on. He gave a very deliberate answer that the FOIP issue was a dead and done issue to him but it was never clearly specified if it was a dead issue to the Wildrose party. Last month Elections Alberta vindicated the County of Stettler on the accusations of partisan behavior.

He was there to take and deliver questions and concerns from the County to the legislative assembly in Edmonton. Some of the issues Councilors brought up were concerning highway maintenance and bridge maintenance. As there has been very little funding for bridges announced, the County was interested to see what the Wildrose could offer to push for this at a provincial level in our area as most funding will head south to flood affected areas. He was also there to push for the Wildrose's new municipal funding model which the party released yesterday. In what they call the 10/10 Community Infrastructure Transfer, this program would see 10 percent of provincial tax revenue and 10 percent of budget surplus diverted to municipalities. The Wildrose says this would supply Stettler with 2.1 million rather than the 1.6 million the area received under the current MSI funding formula. They say they could do this without hiking taxes. This was merely brought to council for information purposes at this time.

Mark Dennis joined the meeting at 10:50 a.m.

Discussion took place on the FOIP requests and Tim Fox indicated that all 6 requests were filled to the best of our ability at no cost to the applicant and at no time did the County try to avoid the responsibility and that a lot of time and expenses were incurred.

Rick Green left the meeting at 10:57 a.m.

Major discussion took place regarding the FOIP requests.

Rich Fitzgerald left the meeting at 11:03 a.m.

Councillor Stulberg requested that:

- Highway 855 (between Paintearth County, Handhills and Special Areas) be taken forward as a section of the surface is not holding up. Rick Strankman noted that he has signed the petition and is aware of the situation. He offered to draft a letter of support.
- Erskine overpass: new guardrails hold snow and request cable system guardrails.

Rick Strankman asked if Council has any concerns with:

- The new Homeowner Liability Insurance
- Battle River Power
- Interprovincial Transportation Summit

The above topics will be discussed later in the meeting.

Reeve Nixon thanked MLA Rick Strankman and Gary Wilyman for their attendance.

Gary Wilyman, Rick Strankman, Randy Grams, Christa Cornelssen, Elizabeth Fuller and Quinton Beaumont left the meeting at 11:21 a.m.

Local Authorities Pension Plan (LAPP) RE: Update:  
Presenters were not available.

**NEW BUSINESS**

Cancellation of November, 2013 Tax Penalty – Roll #772300:

**30.02.12.14 Moved by J. Gendre**

“that the County of Stettler No. 6 approve the cancellation of tax penalty for November, 2013 in the amount of \$246.41 on Roll #772300 – NE 19-40-20 W4M Plan 6407KS, Blk. 6, Lot 16.”

In Favour: Councillors J. Gendre

Opposed: Councillors E. Gendre, Jackson, Grover, Nibourg, Stulberg and Reeve Nixon  
Motion Defeated

Town of Stettler Fire Hall Parking Lot:

**31.02.12.14 Moved by Councillor Nibourg**

“that the County of Stettler No. 6 approves the additional estimated cost of \$28,345.35 (cost shared with the Town of Stettler 50% or \$14,726.75) for the Town of Stettler Fire Hall Parking Lot.”

Carried Unanimously

Mark Dennis, Dan Albisser, Rich Fitzgerald and Shawna Benson left the meeting at 1:29 a.m.

Award Bid for Two Motor Graders:

**32.02.12.14 Moved by Councillor Jackson**

“that the County of Stettler No. 6 approve the purchase of two 2014 Caterpillar 14M Graders from Finning (Canada), Red Deer, Alberta at a per grader purchase price of \$541,400.00 plus GST, for a total purchase price of \$1,082,800.00 plus GST to be drawn from the current budget and/or reserves.”

Carried Unanimously

Kerry George left the meeting at 11:35 a.m.

Quinton Beaumont rejoined and Yvette Cassidy left the meeting at 11:40 a.m.

Erskine Reservoir Building:

Councillor J. Gendre requested that the project be postponed in order to investigate unique designs for the reservoir. Councillor J. Gendre and another resident are willing to contribute funding into the project for a new design. It was noted that the project is ready to be tendered and additional costs would be incurred if a different design is used. Major discussion took place on possible designs and other options to implement a uniquely designed building in Erskine other than the reservoir building.

Bruce Wooden RE: Gravel Reimbursement Request:

Councillor Grover indicated that he received a call from Mr. Wooden, therefore, forwarded the request to Council. Johan van der Bank indicated that Mr. Wooden has been advised at the time of subdivision to provide an approach off the Scollard Road. The County has a security deposit for the approval. Mr. Wooden graveled the back road without prior permission.

**33.02.12.14 Moved by Councillor Grover**

“that the County of Stettler No. 6 approve reimbursing Bruce Wooden, Big Valley, Alberta in the amount of \$3,784.20 to cover Gord’s Trucking invoice #9137, in full, for gravel.”

In Favour: Councillors Grover and Nibourg

Opposed: Councillors E. Gendre, Jackson, Stulberg, J. Gendre and Reeve Nixon  
Motion Defeated

Yvette Cassidy joined and Dennis Nelson left the meeting at 11:48 a.m.

2014 Alberta Senior Citizen’s Housing Association/Alberta Continuing Care Association Convention and Tradeshow:

**34.02.12.14 Moved by Councillor Stulberg**

“that the County of Stettler No. 6 authorize Councillors Grover and Nibourg to attend the 2014 Alberta Senior Citizen’s Housing Association/Alberta Continuing Care Association (ASCHA/ACCA) Convention and Tradeshow on March 26 to March 28, 2014 at Calgary, Alberta.”

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

Opposed: Councillors J. Gendre, E. Gendre and Jackson  
Carried

AAMDC Convention RE: Meeting with Alberta Transportation::

**35.02.12.14 Moved by Councillor J. Gendre**

“that the County of Stettler No. 6 meet with Alberta Transportation during the AAMDC Convention, scheduled for March 17-19, 2014.”

Carried Unanimously

Transportation Summit:

**36.02.12.14 Moved by Councillor Nibourg**

“that the County of Stettler No. 6 authorize Councillors Stulberg and Grover to attend the Transportation Summit scheduled for March 1, 2014 at the Community Center in Compeer, Alberta.”

Carried Unanimously

HUME Bonspiel RE: Attendance:

The HUME Bonspiel is scheduled for March 7, 2014 and all interested are to notify CAO Tim Fox as soon as possible.

Range Road 19-4 Township Road 38.4 RE: Signage:

E. Gendre reported that this is a haul road, questioned the placement of the yield sign and requested that the signage be corrected accordingly. This item will be addressed at the March 12, 2014 County of Stettler No. 6 Council Meeting.

Road Use Agreements:

**37.02.12.14 Moved by Councillor Nibourg**

“that the County of Stettler No. 6 direct Administration to include Road Use Agreements in the March 12, 2014 County of Stettler No. 6 Council Meeting for further discussion.”

In Favour: Councillors E. Gendre, Jackson, Nibourg, Stulberg, J. Gendre and Reeve Nixon

Opposed: Councillor Grover  
Carried

The meeting recessed at 12:05 p.m.

The meeting reconvened at 1:00 p.m. with Dennis Nelson and Quinton Beaumont rejoining the meeting.

**38.02.12.14 Moved by Councillor Nibourg**

“that the County of Stettler No. 6 Council Meeting recess in order to hold a Public Hearing with regard Leasing of Municipal Reserves.”

Carried Unanimously

**PUBLIC HEARING**

Call To Order:

Wayne Nixon as Chairperson opened the Public Hearing for Leasing of Municipal Reserves on Lot 55 MR, Block 2, Plan 0522242 at 1:01 p.m.

Purpose of Public Hearing:

To hold a Public Hearing for Leasing of Municipal Reserves on Lot 55 MR, Block 2, Plan 0522242.

Notice of Intention:

Leasing of Municipal Reserves’ notice of intention was published in January 29 and February 5, 2014 editions of the Stettler Independent and mailed to adjacent landowners on January 24, 2014.

Tim Fox read out loud the nature of the proposed amendment as advertised.

Chairperson Wayne Nixon reviewed the meeting agenda and stated the Rules of Conduct to be followed during the Public Hearing.

Written Notice of Intention Responses:

In Support: None

In Opposition: None

Verbal Presentations:

In Support: None

In Opposition: None

Presentations from Resource Person(s):

This Public Hearing is a requirement under the conditions for development permit DP13081 (Buffalo Sands Residents Association).

Reeve Nixon asked if there were any questions from Council.

Adjournment:

**39.02.12.14 Declared by Reeve Nixon**

“that the Public Hearing for Leasing of Municipal Reserves be adjourned at 1:04 p.m.”

**40.02.12.14 Moved by Councillor Nibourg**

“that the February 12, 2014 County of Stettler No. 6 Council Meeting reconvene at 1:05 p.m.”

Carried Unanimously

Lease of Lot 55MR Block 2 Plan 0522242:

**41.02.12.14 Moved by Councillor J. Gendre**

“that the County of Stettler No. 6 enter into a lease agreement with the Buffalo Sands Residents Association to provide for the construction of a Picnic Shelter, Ancillary Building and stockpiling of sand on Lot 55MR Block 2 Plan 0522242 subject to the conditions listed under

development permit DP13081 plus that the picnic shelter must be available to the general public.”

In Favour: Councillors E. Gendre, Nibourg, Stulberg, J. Gendre and Reeve Nixon

Opposed: Councillors Jackson and Grover  
Carried

**OLD BUSINESS**

None

**AGENDA ITEMS**

None

Rick Green and Daryl Nixon joined the meeting at 1:08 p.m.

**BYLAW**

1518-14 Amend Land Use Bylaw 1443-10 (Rezone 25 parcels of land within the Anderson Subdivision):

**42.02.12.14**

**Moved by Councillor Nibourg**

“that Council gives first reading to Bylaw 1518-14 to amend Land Use Bylaw 1443-10 by rezoning Lots 1-8 Block 2 Plan 6137HW; Lot 1 Block 3 Plan 6137HW; Lot A Block 2 Plan 2275KS; Lot R Block 3 Plan 2275KS; Lot 12 Block 2 Plan 0929529; Lots 1-5 Block 1 Plan 2275KS; Lot 6A Block 1 Plan 9222135; and Lots 10-18 Block 1 Plan 6137HW from the County Residence (CR) to the Country Residence – Small Lot (CR-SL) District and set a Public Hearing date for March 12, 2014.”

Carried Unanimously

**43.02.12.14**

**Moved by Councillor Stulberg**

“that County of Stettler No. 6 set a Public Hearing for Bylaw 1518-14 on March 12, 2014.”

Carried Unanimously

**REPORTS**

Chief Administrator’s Report:

**44.02.12.14**

**Moved by Councillor J. Gendre**

“that the February 12, 2014 Chief Administrator’s Report be received for information.”

Carried Unanimously

Rich Fitzgerald joined the meeting at 1:13 p.m.

Cheque Register/Direct Debit/Direct Debit Visa/Bank Reconciliation/Year to Date Budget Reports:

**45.02.12.14**

**Moved by Councillor Stulberg**

“that the Cheque Register (cheque 16827 to 16884 and 16886 to 17000); Direct Debit batch 14659 (date 01/10/2014), 14671 (date 01/15/2014), 14722 (date 01/22/2014), 14733 (date 01/23/2014), 14767 (date 01/27/2014) and 14788 (date 01/30/2014); Direct Debit Visa batch 14734 (date 01/23/2014); and the Bank Reconciliation for the period ending December 31, 2013, (all attached and forming part of these minutes) be approved as presented.”

Carried Unanimously

Councillor Fee Sheet Reports:

**46.02.12.14**

**Moved by Councillor J. Gendre**

“that the Councillor Fee Sheet Reports for the month of January, 2014 be approved as presented.”

Carried Unanimously

Committee Reports:

1. Parkland Regional Library Board and Stettler Public Library Board:

At 10:00 a.m. a walk through is being done at the Stettler Library and if all is satisfactory, the sign-off will be signed.

(Les Stulberg)

2. Stettler and District Family and Community Support Services (FCSS):  
(Les Stulberg/Joe Gendre)
3. Stettler Town and Country Museum: (Les Stulberg/James Nibourg)

**47.02.12.14 Moved by Councillor Nibourg**

“that the County of Stettler No. 6 Committee Reports for the February 12, 2014 Council Meeting be received for information.”

Carried Unanimously

Yvette Cassidy joined the meeting at 1:31 p.m.

**DELEGATIONS**

**Tetra Tech:**

Rick Green introduced Daryl Nixon who joined the meeting to make a presentation on ‘Roadway Assess Management for the County of Stettler’ discussing:

- Flexible pavements and gravel roads
- Asset value and road condition
- Required items: Road classification, inventory of system, GIS based systems, level of service standards for each classification, condition rating method and data collection, maintenance and rehabilitation treatment options and costs, maintenance standards and procedures, construction standards, procedures and specifications.
- Primary objective – getting right treatment at the right time to preserve the asset value and provide the defined level of service.
- Pavement age: early life – 0-7 years; mid life 8-14 years; and late life 15 years or more.
- Deficiencies
- Field Reconnaissance, crack – amount/type/repair
- Preventative Maintenance Treatments
- Surface Treatments
- Alberta Transportation website offers “Guidelines for assessing Pavement Preservation Treatments and Strategies – Edition 2, July 2006”.

Rick Green, Daryl Nixon and Rich Fitzgerald left the meeting at 2:37 p.m.

**CORRESPONDENCE**

**48.02.12.14 Moved by Councillor Stulberg**

“that the following County of Stettler No. 6 correspondence for the February 12, 2014 Council Meeting be received for information:

1. Shirley McClellan Regional Water Services Commission Draft Minutes - January 22, 2014
2. Ed Buchmeier  
RE: Slough North of Hamlet of Erskine
3. City of Red Deer  
RE: Ambulance Dispatch.”

Carried Unanimously

**49.02.12.14 Moved by Councillor J. Gendre**

“that the County of Stettler No. 6 forward a letter of concern regarding the Red Deer Ambulance Dispatch Service being transferred from Red Deer to Calgary.”

Carried Unanimously



4. Alberta Human Services  
RE: Membership on Family and Community Engagement Councils

**50.02.12.14 Moved by Councillor J. Gendre**

“that the County of Stettler No. 6 supports Family and Community Support Service/Stettler Community Support Centre (FCSS) regarding Wendy Rhyason’s application to become a member of the Family and Community Engagement Councils (FCECs).” Carried Unanimously

5. Athabasca County  
RE: Bridges

**51.02.12.14 Moved by Councillor Nibourg**

“that the County of Stettler No. 6 received the Athabasca County RE: Bridges item for information.” Carried Unanimously

6. AAMDC
  - 6.1 Member Bulletin (January 29, 2014) – Consultation on Amending the List of Terrestrial Species Under the Species at Risk Act
  - 6.2 Member Bulletin (January 29, 2014) – AAMDC Receives Update on Alberta First Responders Radio Communication System (AFRRCS)
  - 6.3 Member Bulletin (January 29, 2014) - Alberta’s New Home Warranty – Is Your Municipality Ready? (The Registrar Interpretation Bulletin was presented as a handout.)

**52.02.12.14 Moved by Councillor Nibourg**

“that the County of Stettler No. 6 receive the January 29, 2014 AAMDC Member Bulletins for information and noted that in regard to Alberta’s New Home Warranty system that the County of Stettler’s development authority, when issuing a development permit, will advise home owners of the new home warranty requirements, and since the County of Stettler is not accredited to Safety Codes, will suggest that they inquire with their Safety Codes Permit issuer about these matters.” Carried Unanimously

**53.02.12.14 Moved by Councillor Nibourg**

“that the following County of Stettler No. 6 correspondence for the February 12, 2014 Council Meeting be received for information:

7. Roadata Statistics  
RE: Municipal Statistics Report
8. Red Deer River Municipal User Group  
– January/February, 2014 Newsletter
9. Battle River Watershed Alliance  
RE: The Current – Winter, 2014
10. Wheatland County  
RE: Provincial Funding
11. Alberta Environment and Sustainable Resource Development  
RE: Prairie Mines and Royalty Ltd. & ATCO Power (2000) Ltd. Disposal of Sorbent/Fly Ash and Emissions Reduction Amendment EPEA Applications 010-11364 and 017-1512. (Presented as a handout.)” Carried Unanimously

Dave Grover left the meeting at 2:50 p.m.

**COUNCIL INFORMATION**

None

**54.02.12.14 Moved by Councillor Stulberg**  
“that the County of Stettler No. 6 enter into an in- camera session at 2:51 p.m. to discuss land, legal issues and personnel.”  
Carried Unanimously

Nikki Thorsteinsson, Andrew Brysiuk and Marlene Hanson left the meeting.

**55.02.12.14 Moved by Councillor Stulberg**  
“that the County of Stettler No. 6 Council exit out of in-Camera at 4:35 p.m.”  
Carried Unanimously

The meeting reconvened with Dave Grover rejoining the meeting.

Temporary Office Shop Space:  
**56.02.12.14 Moved by Councillor Nibourg**  
“that the County of Stettler No. 6 approve and direct administration to proceed with the purchase of portable offices for the Public Works staff, for a cost up to \$315,000.00.”  
Carried Unanimously

**57.02.12.14 Moved by Councillor J. Gendre**  
“that the County of Stettler No. 6 forward a letter to Mr. Ed Buchmeier in regard to the concern he has raised about flooding concerns of the slough on his property and that he be informed that the County has no jurisdiction and he is responsible for arranging for his own drainage.”  
Carried Unanimously

**NEXT MEETING**

The next regular Meeting of County of Stettler No. 6 Council will be held on Wednesday, March 12, 2014 at 10:00 a.m.

**ADJOURNMENT**

**58.02.12.14 Moved by Councillor Grover**  
“that the County of Stettler No. 6 Regular Meeting of Council be adjourned at 4:40 p.m.”  
Carried Unanimously

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Reeve

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Chief Administrative Officer