

MINUTES OF THE REGULAR COUNCIL MEETING OF THE COUNTY OF STETTLER NO. 6 HELD ON WEDNESDAY, FEBRUARY 10, 2021 AT 10:05 A.M. IN THE COUNCIL CHAMBERS OF THE COUNTY OF STETTLER NO. 6 ADMINISTRATION BUILDING, STETTLER, ALBERTA AND VIA TELECONFERENCE

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 (Joined the meeting at 10:14 a.m.)
Director of Communications Niki Thorsteinsson
Director of Municipal Services Andrew Brysiuk
Executive Assistant Marlene Hanson
Director of Finance Christa Cornelssen
Director of Operations Rick Green

CALL TO ORDER

The meeting was called to order at 10:05 a.m., Wednesday, February 10, 2021 by Reeve Clarke.

AGENDA APPROVAL

28.02.10.21

Moved by Councillor Stulberg

“that the agenda for the February 10, 2021 Regular County of Stettler No. 6 Council Meeting be approved with the following additions:

- Carlisle Estates Municipal Reserve
- Private Wastewater Provision
- Battle River Power Coop
RE: Newsletter
- In-Camera
FOIPPA Section 25: Disclosure Harmful to the Economic Interests of the Public Body
RE: Bare Quarter Sale
- In-Camera
FOIPPA Section 17: Harmful to personal privacy
RE: Fire Related Inquiries
- Connectivity Rural Cells and Emails
- Library Report (Councillor Stulberg).” Carried Unanimously

MINUTES APPROVAL

29.02.10.21

Moved by Councillor Stulberg

“that the January 13, 2021 Regular County of Stettler No. 6 Council Meeting minutes be amended:

- for Resolution 12.01.13.2 by changing \$25,832.11 to \$28,196.54 and
- change Larry Clarke to Les Stulberg as the person that opened the Public Hearing,
then approved, as amended.” Carried Unanimously

PUBLIC HEARING (None)

DELEGATIONS (None)

COUNCIL'S REQUEST FOR INFORMATION

Connectivity Rural Cells and Emails:

Councillor Neitz identified that a virtual Rural Connectivity session is scheduled for March 23 and 24, 2021, with no registration fee.

Andrew Brysiuk noted that there are two broad band companies in the area that are looking at improving the services provided.

30.02.10.21

Moved by Councillor Gendre

"that the following County of Stettler No. 6 item presented for the February 10, 2021 Council Meeting be received for information:

- Connectivity Rural Cells and Emails." Carried Unanimously

Yvette Cassidy joined the meeting at 10:14 a.m.

NEW BUSINESS

2021 Strategic Plan:

31.02.10.21

Moved by Councillor Nixon

"that the County of Stettler No. 6 approve the 2021-2024 Strategic Plan, as presented."

Carried Unanimously

Asset Management Plan Adoption:

32.02.10.21

Moved by Councillor Stulberg

"that the County of Stettler No. 6 adopt the Asset Management Plan being a working document, as presented."

Carried Unanimously

2021-2024 Budget:

33.02.10.21

Moved by Councillor Nibourg

"that the County of Stettler No. 6 approve the 2021 Budget, attached and forming part of these minutes."

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

Opposed: Councillors Grover and Neitz
Carried

Tax Forgiveness:

CAO Cassidy identified that this is a new company within the County of Stettler and reported that due to getting operational and with working from home as per COVID-19 restrictions, the taxes were overlooked.

34.02.10.21

Moved by Councillor Nixon

"that the County of Stettler No. 6 forgive the November 1, 2020 penalty in the amount of \$2,239.39 and February 1, 2021 penalty for \$1,970.66 for Roll 650402."

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

Opposed: Councillor Nibourg
Carried

Christa Cornelssen left the meeting at 10:45 a.m.

2021 Municipal Election:

35.02.10.21 Moved by Councillor Grover

“that the County of Stettler No. 6 Council approve that the County of Stettler No. 6:

1. pursuant to Section 73 of the *Local Authorities Election Act*, hold an Advance Vote on Thursday, October 14, 2021 and Friday, October 15, 2021 from 10:00 a.m. – 8:00 p.m. at a location determined by the Returning Officer;
2. pursuant to section 37(1) of the *Local Authorities Election Act*, authorize that all wards may cast a ballot at the Voting Station located in the Town of Stettler on voting day, and that each ward will have a designated voting station, at a location to be determined by the Returning Officer;
3. pursuant to section 53(1)(b) of the *Local Authorities Election Act*, allow elector to produce identification that mirrors the requirements set out in section 95(1)(a)(ii) of the *Alberta Elections Act*, being the same requirements required for electors in a provincial election;
4. pursuant to Sections 77.1 and 77.2 of the *Local Authorities Election Act*, provide electors with the opportunity to vote by Special Ballot during the 2021 Municipal Election provided said electors meet the eligibility requirements, with application for Special Ballot to be accepted by any of the following means: in writing, by telephone, in person or by email; and
5. authorize the attendance of the Returning Officer and one (1) Deputy Returning Officer at the residence of an elector, if the elector is unable to attend at a voting station because of physical incapacity, and that the elector requests their attendance pursuant to section 79(1) of the *Local Authorities Election Act*.”

Carried Unanimously

UNFINISHED BUSINESS

Carlisle Estates Municipal Reserve:

36.02.10.21 Moved by Councillor Nibourg

“that the County of Stettler No. 6 Council authorize for the Municipal Reserve located in NE 35-38-20 W4M being approximately 10.46 acres (0728729 1 14MR - ±4.13 acres; 0525691 1 7MR - ±2.45 acres; and 0324233 1 1MR - ±3.88 acres) on the south side of Carlisle Estates Subdivision to be improved for maintenance by providing a new access approach off Range Road 20-1.”

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

Opposed: Councillor Grover
Carried

Private Wastewater Provision:

Councillor Nixon left the meeting at 11:25 a.m.

37.02.10.21 Moved by Councillor Stulberg

“that the County of Stettler No. 6 Council forward a letter to Alberta Safety Codes Authority requesting that they investigate the Private Wastewater Provision problems being private wastewater system compliance at Buffalo Lake in the County; and request that they make a presentation to Council.”

Carried Unanimously

BYLAWS

Bylaw 1652-21 – Water and Wastewater:

- 38.02.10.21 Moved by Councillor Nibourg**
“that Bylaw 1652-21, being a County of Stettler No. 6 Water and Wastewater Bylaw, be given second reading.” Carried Unanimously

Councillor Nixon rejoined the meeting at 11:28 a.m.

- 39.02.10.21 Moved by Councillor Nixon**
“that Bylaw 1652-21, being a County of Stettler No. 6 Water and Wastewater Bylaw, be given third reading.” Carried Unanimously

AGENDA ITEMS

Request from Resident RE: Review of Fire Invoice:

Keith Haustein requested a review resulting in a reduction of the amount charged for fire call invoice COS004178.

- It was noted that a Fire Permit was not taken out.

- 40.02.10.21 Moved by Councillor Nibourg**
“that the County of Stettler No. 6 uphold fire call invoice COS004178.” Carried Unanimously

BYLAWS continued . . .

Bylaw 1653-21 – Amendment LUB to Provide 2 RVs per Lot in Buffalo Sands:

- 41.02.10.21 Moved by Councillor Nixon**
“that Bylaw 1653-21 amending section 75.4 (c), 109.3 and 109.14 (b) of Land Use Bylaw 1443-10, be given first reading;
and
that a Public Hearing be set for March 10, 2021 at 1:00 p.m.”
In Favour: Councillors Nixon, Neitz, Gendre and Reeve Clarke
Opposed: Councillors Stulberg, Nibourg and Grover
Carried

Councillor Neitz left the meeting at 11:48 a.m. and returned at 11:53 a.m.

Bylaw 1654-21 – Amendment to LUB to Provide for Reclamation and Activities Plan:

- 42.02.10.21 Moved by Councillor Stulberg**
“that Bylaw 1654-21 being an amendment to the Land Use Bylaw 1443-10 under 60.8(2) to provide for the inclusion of “Activity Plan”; in section 8.1 to provide for the inclusion of a definition of “Land Reclamation”; the addition of “Land Reclamation” Regulations to Section 65; and by revising Part Seven to provide for the addition of “Land Reclamation” as a discretionary use in each Land Use District, be given first reading;
and
that a Public Hearing be set on March 10, 2021 at 1:00 p.m.”
Carried Unanimously

Bylaw 1637-20 - Amendment to Buffalo Lake Inter-Municipal Development Plan 1550-15:

- 43.02.10.21 Moved by Councillor Neitz**
“that Bylaw 1637-20 being an amendment to the Buffalo Lake Inter-Municipal Development Plan 1550-15, be given third reading.”
Carried Unanimously

The meeting recessed at 11:56 a.m.
The meeting reconvened at 1:00 p.m.

REPORTS

Chief Administrative Officer's Report:

- 44.02.10.21 Moved by Councillor Nixon**
"that the February 10, 2021 Chief Administrative Officer's Report be received for information." Carried Unanimously

Financial Reports:

- 45.02.10.21 Moved by Councillor Nibourg**
"that the Payment Register for payments posted between January 1 and 31, 2021; and Bank Reconciliation for the month ended December 31, 2020 (all attached and forming part of these minutes) Reports to be approved as presented." Carried Unanimously

Councillor Fee Sheet Reports:

- 46.02.10.21 Moved by Councillor Stulberg**
"that the Councillor Fee Sheet Reports for the month of January, 2021 be received for information." Carried Unanimously

Councillor Committee Reports:

1. Stettler and District Family and Community Support Services (Nibourg)
 - Councillor Stulberg noted that in the FCSS Annual Report to the County and Town of Stettler, that the Library was omitted on the Community Partnerships list.
2. Clean Farms Agricultural Plastics Recycling Group (Nixon)
3. Stettler Health Foundation (Grover)
4. Stettler District Ambulance Association (Grover)
 - Councillor Nixon identified a correction to the report being that Gord Lawlor is the Chairperson and Wayne Nixon is the Vice Chairperson.
5. Battle River Research Group (Grover)
6. Natural Resources Conservation Board (NRCB) Appeal (Gendre)
 - Councillor Gendre gave an updated reporting that the Lone Pine Colony contacted him regarding the possibility of contamination and gave the names and contact information of the individual who constructed the lagoon. It was noted that all decisions are up to NRCB.
7. Stettler Public Library (Stulberg)
 - Councillor Stulberg verbally reported that the library is closed but open in many other ways, assisting the public. The Finance Committee will meet tomorrow to work on their 2021 budget. Have had over 9,000 items lent every month over the last three months, qualified for a wage subsidy program and have a roof that is leaking, causing damage to the books (Town of Stettler's responsibility).

- 47.02.10.21 Moved by Councillor Nixon**
"that the County of Stettler No. 6 Committee Reports for the February 10, 2021 Council Meeting be received for information." Carried Unanimously

CONSENT AGENDA ITEMS

48.02.10.21

Moved by Councillor Grover

“that the following County of Stettler No. 6 Consent Agenda Items for the February 10, 2021 Council Meeting be received for information:

1. Letter from Royal Canadian Mounted Police
RE: Thank you
2. FCSS
RE: 2021 Budget Presentation
3. Letter from Just Freehold
RE: AER Project Information Letter SE 29-38-21 W4M
4. Letter from Just Freehold
RE: AER Project Information Letter NW 34-38-22 W4M and NE 33-38-22 W4M
5. Letter from Municipal District of Spirit River No. 133
RE: Letter to Premier Kenney
6. Letter from Municipal District of Bonnyville No. 87
RE: Need for a Stronger Western Canadian Municipal Advocate
7. Letter from Mackenzie County
RE: Reopening Recreational and Business Services
8. Letter from Cypress County
RE: Reopening the Economy
9. Letter from High River
RE: Reinstatement of the 1976 Coal Development Policy
10. Battle River Power Coop
RE: Newsletter.”

Carried Unanimously

Letter of Concern RE: Student Resource Officer:

49.02.10.21

Moved by Councillor Nibourg

“that the County of Stettler No. 6 Council authorize Administration to forward a letter to Stettler Motors Ltd.’s Superintendent Brenda MacDonald explaining the process and providing an update regarding the School Resource Officer position within Clearview School Division.”

Carried Unanimously

COUNCIL INFORMATION (None)

IN-CAMERA SESSION

50.02.10.21

Moved by Councillor Neitz

“that the County of Stettler No. 6 enter into an in-camera session at 1:10 p.m. to discuss items exempt from disclosure in the *Freedom of Information and Protection of Privacy Act* as:

Section 25: Disclosure harmful to economic and other interests of a public body

RE: Gravel Land Purchases

Section 25: Disclosure harmful to economic and other interests of a public body

RE: Lot Sales

Section 25: Disclosure harmful to economic and other interests of a public body

RE: Bare Quarter Sale

Section 17: Harmful to personal privacy

RE: Fire Related Inquiries.”

Carried Unanimously

51.02.10.21

Moved by Councillor Nibourg

“that the County of Stettler No. 6 Council exit out of in-camera at 2:32 p.m.”

Carried Unanimously

The meeting reconvened.

52.02.10.21 Moved by Councillor Grover

“that the County of Stettler No. 6 Council authorize Administration to move forward on the Gravel Land Purchases, as discussed.”

Carried Unanimously

53.02.10.21 Moved by Councillor Nibourg

“that the County of Stettler No. 6 Council accept an offer of \$50,000.00 plus GST for Plan 1623372, Block 16, Lots 2 and 3 subject to the following conditions:

- a. The purchaser shall be responsible for the land titles transfer costs;
- b. The purchaser shall agree that the property is sold on an “as is where is basis” understanding that the County of Stettler No. 6 makes no representation and gives no warranty whatsoever as to the adequacy of service, soil conditions, land use districting, development conditions, absence or presence of environmental contamination, servicing or the develop ability of the subject land for any intended use by the Purchaser; and
- c. The sale shall be advertised for a minimum of two weeks before finalized.”

Carried Unanimously

NEXT MEETING

The next regular Meeting of County of Stettler No. 6 Council will be held on Wednesday, March 10, 2021 at 10:00 a.m.

ADJOURNMENT

54.02.10.21 Moved by Councillor Grover

“that the County of Stettler No. 6 Regular Meeting of Council be adjourned at 2:33 p.m.”

Carried Unanimously

Reeve

Chief Administrative Officer