

COUNCIL MEETING MINUTES

October 31, 2017

9:00 a.m. Call to Order

9:05 a.m. Closed Session

2:00 p.m. Open Session

Council Chamber

401 Festival Lane

Sherwood Park, AB

Members Present: Rod Frank, Mayor
Robert Parks, Ward 1
Dave Anderson, Ward 2
Brian Botterill, Ward 3
Bill Tonita, Ward 4
Paul Smith, Ward 5
Linton Delainey, Ward 6
Glen Lawrence, Ward 7
Katie Berghofer, Ward 8

Administration Present: Rob Coon, Chief Commissioner
Kevin Glebe, Assoc. Commissioner, Infrastructure and Planning Services
Gord Johnston, Assoc. Commissioner, Community Services
Greg Yeomans, Chief Financial Officer
Lori Cooper, Assoc. Commissioner, Corporate Services
Mavis Nathoo, Director, Legislative and Legal Services
Jeremy Tremblett, Legislative Officer
Lana Dyrland, Legislative Officer

1. CALL TO ORDER

Mayor Frank called the meeting to order at 9:00 a.m.

2. ADDITIONS / DELETIONS / CHANGES TO AGENDA & ADOPTION OF AGENDA

The Mayor called for additions/deletions/changes to the agenda.

2017/ 381

Moved by: D. Anderson

THAT the agenda for the October 31, 2017 Council meeting be adopted with the following changes:

- Change to item 3.4 - to be time specific at 10:30 am
- Addition of item 3.5, Multi-Purpose Agricultural Facility Site Service Update, to the closed session agenda pursuant to FOIP sections 24, advice from officials, and sections 25, economic interests of the municipality
- Addition of Item 3.6, Contract for Services, to the closed session pursuant to FOIP Section 24, advice from officials

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

3. CLOSED SESSION

2017/ 382

Moved by: P. Smith

THAT Council meet in private to discuss matters protected from disclosure under the Freedom of Information and Protection of Privacy (FOIP) Act which are stated below at 9:05 a.m.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

- 3.1 Chief Commissioner - Introduction of Topics
- 3.2 Councillor Appointments to Boards, Committees and Commissions - 2017 Fall
FOIP Section 29, information available or to be available to the public
- 3.3 Council Briefing - Capital Region Board Update
FOIP Section 21, harmful to intergovernmental relations
FOIP Section 24, advice from officials
- 3.4 Legal Advice
FOIP Section 17, harmful to personal privacy
FOIP Section 24, advice from officials
FOIP Section 27, legal privilege
- 3.5 Multi-Purpose Agricultural Facility Site Service Update
FOIP Section 24, advice from officials
FOIP Section 25, economic interests of the municipality
- 3.6. Contract for Services
FOIP Section 24, advice from officials

2017/ 383

Moved by: B. Botterill

THAT Council revert to open session at 12:51 p.m. and recess until 2:00 p.m.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

4. PROTOCOL ITEMS

4.1 Treaty 6 Acknowledgement

The Mayor re-convened the Council meeting with an acknowledgement that Strathcona County Council meets on the traditional lands of Treaty 6 nations – including the Blackfoot, Cree, Dene, Gros Ventres, Métis, Nakota Sioux and Saulteau, and that the indigenous people were joined by settlers and pioneers who together built this great community of Strathcona County.

4.2 Proclamations

No proclamations were presented at the meeting.

5. MOTIONS ARISING OUT OF CLOSED SESSION

2017/ 384

Moved by: B. Tonita

THAT the rules be suspended under section 8.13 of the Meeting Procedures Bylaw to allow for addition of Enclosures 1 and 2 to the October 31, 2017 Legislative and Legal Services report "Councillor Appointments to Boards, Committees and Commissions – 2017 Fall"

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 385

Moved by: R. Parks

THAT enclosures 1 and 2 be added to the October 31, 2017 Legislative and Legal Services report "Councillor Appointments to Boards, Committees and Commissions – 2017 Fall"

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

6. CONSENT AGENDA

2017/ 386

Moved by: D. Anderson

THAT Council consent to approve the following agenda items without debate:

7.1

September 12, 2017 Council Meeting Minutes

THAT the minutes from the September 12, 2017 Council Meeting be approved.

7.2

October 24, 2017 Council Organizational Meeting Minutes

THAT the minutes from the October 24, 2017 Council Organizational Meeting be approved.

11.1

2017 Meeting Schedule – Addition of Regular Council Meeting

THAT a Council Meeting be held on November 6, 2017 with a commencement time of 9:00 am; and that notice of this meeting be given to the public by posting on the County website.

11.5

Councillor Appointments to Boards, Committees, and Commissions - 2017 Fall

THAT the appointments of the Councillors to boards, committees, and commissions, as set out in Enclosures 1 and 2 to the October 31, 2017, Legislative and Legal Services Report, be approved for the terms set out therein, providing the appointees continue to serve as Councillors throughout the terms of appointment.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

10. TRANSPORTATION PLANNING AND ENGINEERING

10.1 Highway 15 and Range Road 212 Intersection Upgrades

Council was provided with information regarding an emergency approval by the Chief Commissioner of a capital budget amendment to the Highway 15 and Range Road 212 Intersection Upgrades project, to be funded entirely by industry contribution.

11. LEGISLATIVE AND LEGAL SERVICES

11.2 Bylaw 64-2017 Designated Officers Bylaw

2017/ 387

Moved by: L. Delainey

THAT Bylaw 64-2017, the Designated Officers Bylaw, be given first reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 388

Moved by: D. Anderson

THAT Bylaw 64-2017 be given second reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 389

Moved by: B. Botterill

THAT Bylaw 64-2017 be considered for third reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 390

Moved by: P. Smith

THAT Bylaw 64-2017 be given third reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

11.3 Assessment Review Boards Bylaw

2017/ 391

Moved by: B. Botterill

THAT Bylaw 57-2017, the Assessment Review Boards Bylaw, be given first reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 392

Moved by: D. Anderson

THAT Bylaw 57-2017 be given second reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 393

Moved by: G. Lawrence

THAT Bylaw 57-2017 be considered for third reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 394

Moved by: R. Parks

THAT Bylaw 57-2017 be given third reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

11.4 Subdivision and Development Appeal Board Bylaw

2017/ 395

Moved by: L. Delainey

THAT Bylaw 56-2017, the Subdivision and Development Appeal Board Bylaw, be given first reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 396

Moved by: D. Anderson

THAT Bylaw 56-2017 be given second reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 397**Moved by:** B. Tonita

THAT Bylaw 56-2017 be considered for third reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried**2017/ 398****Moved by:** K. Berghofer

THAT Bylaw 56-2017 be given third reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried**12. COUNCILLOR REQUESTS (INFORMATION REQUESTS AND NOTICES OF MOTION)****12.1 Councillor Request Report**

| Ward | Category | Request | Department | Due Date |
|------------------------------------|---------------------|---|---|----------------------------------|
| Ward 3 B. Botterill | Information Request | Property Assessed Clean Energy Program Collaboration Please provide information to Council on any collaboration with Municipal Affairs with regards to a potential PACE (Property Assessed Clean Energy) Program being considered by Municipal Affairs. | ACTION: Intergovernmental Affairs | DUE: November 14, 2017 |

12.1.1 Councillor Request Continued**2017/ 399****Moved by:** B. Tonita

THAT Council meet in private pursuant to at 2:40 p.m.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

Council recessed from 3:55 p.m. to 4:22 p.m. during the closed session.

2017/ 400

Moved by: R. Parks

THAT Council revert to open session at 4:23 p.m.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 401

Moved by: L. Delainey

THAT the rules be suspended to allow the Mayor to bring forward a motion without notice respecting authorization of a contract for services for a Strategic Advisor to report to the Mayor.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 402

Moved by: R. Frank

THAT the Mayor be authorized to enter into a contract for services for a Strategic Advisor, to report to the Mayor, for the term commencing November 1 and ending January 15, 2018, with the source of funds being the existing Mayor's Office budgets; and

THAT Administration begin the procurement process, on behalf of the Mayor, for a contract for services for a Strategic Advisor commencing January 16, 2018, or as soon thereafter as is practicable, and ending October 15, 2021, within the approved annual Mayor's Office budgets.

2017/ 403

Amendment Moved by: B. Botterill

THAT the words "with the source of funds being the existing Mayor's Office budgets" be deleted and replace with "and that the Mayor's Office budget be increased by \$3,500 to accommodate this request".

In Favor (7): Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Glen Lawrence, Katie Berghofer, and Robert Parks

Opposed (2): Rod Frank, and Linton Delainey

Carried

2017/ 402**Main Motion as Amended Moved by:** R. Frank

THAT the Mayor be authorized to enter into a contract for services for a Strategic Advisor, to report to the Mayor, for the term commencing November 1 and ending January 15, 2018, and that the Mayor's Office budget be increased by \$3,500 to accommodate this request; and

THAT Administration begin the procurement process, on behalf of the Mayor, for a contract for services for a Strategic Advisor commencing January 16, 2018, or as soon thereafter as is practicable, and ending October 15, 2021, within the approved annual Mayor's Office budgets.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried**9. PUBLIC HEARING**

9.1 5:00 p.m.

The Director of Legislative and Legal Services outlined the Public Hearing Procedures.

The Chair convened the Public Hearing for Bylaw 61-2017 at 5:04 p.m.

Administration made a presentation on the bylaw. Administration then answered Council's questions.

There were no speakers.

The Chair closed the Public Hearing for Bylaw 61-2017 at 5:05 p.m.

9.1.1 Bylaw 61-2017 Map Amendment to Land Use Bylaw 6-2015 (Ward 5)

2017/ 404**Moved by:** P. Smith

THAT Bylaw 61-2017, a bylaw that proposes to rezone approximately 8.28 hectares (20.44 acres) of land in the NE 19-55-21-W4 from IMH Medium Industrial (Heartland) zoning district to IHH Heavy Industrial (Heartland) zoning district, be given first reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried**2017/ 405****Moved by:** D. Anderson

THAT Bylaw 61-2017 be given second reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 406

Moved by: B. Botterill

THAT Bylaw 61-2017 be considered for third reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

2017/ 407

Moved by: B. Tonita

THAT Bylaw 61-2017 be given third reading.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

9.1.2 Adoption of a Conceptual Scheme (Ward 5)

The Chair convened the Public Hearing for the Adoption of a Conceptual Scheme at 5:22 p.m. Administration made a presentation on the conceptual scheme. Administration then answered Council's questions.

There were no speakers.

The Chair closed the Public Hearing for the Adoption of a Conceptual Scheme at 5:23 p.m.

2017/ 408

Moved by: P. Smith

THAT the Conceptual Scheme for the NW 31-52-21-W4, as set out in Enclosure 1 to the October 31, 2017, Planning and Development Services report, be adopted.

In Favor (9): Rod Frank, Dave Anderson, Brian Botterill, Bill Tonita, Paul Smith, Linton Delainey, Glen Lawrence, Katie Berghofer, and Robert Parks

Carried

13. ADJOURNMENT

Mayor Frank declared the meeting adjourned at 5:26 p.m.

Mayor

Director, Legislative & Legal Services