

COUNCIL MEETING MINUTES

July 21, 2020
9:00 a.m.
Council Chamber
401 Festival Lane
Sherwood Park, AB

Members Present: Rod Frank, Mayor
Robert Parks, Ward 1 (*attended via teleconference*)
Dave Anderson, Ward 2 (*attended via teleconference*)
Brian Botterill, Ward 3 (*attended via teleconference*)
Bill Tonita, Ward 4
Paul Smith, Ward 5
Linton Delaine, Ward 6
Glen Lawrence, Ward 7
Katie Berghofer, Ward 8 (*attended via teleconference*)

Administration Present: Darrell Reid, Chief Commissioner
Laura Probst, Acting Chief Financial Officer
Gord Johnston, Assoc. Commissioner, Community Services
Lori Cooper, Assoc. Commissioner, Corporate Services
Kevin Glebe, Assoc. Commissioner, Infrastructure and Planning Services
Mavis Nathoo, Director, Legislative and Legal Services
Sandy Bugeja, Manager, Governance Support Services & Deputy Clerk
Susanne Semchuk, Legislative Officer
Joanne Onciul, Legislative Officer

1. CALL TO ORDER

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

2. CHANGES TO AGENDA & ADOPTION OF AGENDA

2020/ 277

Moved by: P. Smith

THAT the agenda for the July 21, 2020 Council meeting be adopted with the following changes:

- Add item 3.6 Regional Transit Services Commission Update to the Closed Session.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delaine, G. Lawrence, and K. Berghofer

Carried

3. CLOSED SESSION

2020/ 278

Moved by: B. Tonita

THAT Council meet in private to discuss matters protected from disclosure under the *Freedom of Information and Protection of Privacy (FOIP) Act* sections 16, 17, 21, 23, 25, and 27 at 9:03 a.m.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

3.1 Chief Commissioner - Introduction of Topics

3.2 MGA Section 364.2 Tax Incentive Update
FOIP Section 16, trade secrets of third party
FOIP Section 21, harmful to intergovernmental relations
FOIP Section 25, economic interests of the municipality
FOIP Section 27, legal privilege

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Sandy Bugeja	Legislative Advice/ Clerk
A. Kosak	Presenter
Shane Olson	Presenter
Stephen Rausch	To Answer Questions
Deborah Fisher	To Answer Questions
Wayne Minke	To Answer Questions

3.3 Organizational Update
FOIP Section 17, harmful to personal privacy
FOIP Section 24, advice from officials
FOIP Section 27, legal privilege

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization / Presenter
Gord Johnston	Strategic Leader of the Organization / Presenter
Laura Probst	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Sandy Bugeja	Legislative Advice/ Clerk
Debra Smith	Presenter
Wade Coombs	To Answer Questions

- 3.4 Ardrossan Offsite Development Levies
 FOIP Section 24, advice from officials
 FOIP Section 25, economic interests of the municipality

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Sandy Bugeja	Legislative Advice/ Clerk
Jessica Jones	Presenter
Brian Shukalek	To Answer Questions
Lisa Knorr	To Answer Questions
Bobby Kuruvilla	To Answer Questions
Kevin Cole	Presenter
Stacy Fedechko	Presenter

- 3.5 Intermunicipal Relations Committee (IMRC) Update (33)
 FOIP Section 21, harmful to intergovernmental relations
 FOIP Section 24, advice from officials

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Sandy Bugeja	Legislative Advice/ Clerk
Nancy Lyzaniwski	Presenter
Jackie Porayko	To Answer Questions

- 3.6 Regional Transit Services Commission Update
 FOIP Section 21, harmful to intergovernmental relations

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Sandy Bugeja	Legislative Advice/ Clerk
Mayor Frank	Presenter
Councillor Botterill	Presenter
Nancy Lyzaniwski	Presenter

2020/ 279

Moved by: G. Lawrence

THAT Council revert to open session at 12:12 p.m. and recess until 1:30 p.m.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

Councillor Smith left the meeting.

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 Saulteaux, 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

No motions arose out of the Closed Session.

6. CONSENT AGENDA

2020/ 280

Moved by: G. Lawrence

THAT Council approve the following agenda items without debate:

7.1

July 7, 2020 Council Meeting Minutes

THAT the July 7, 2020 Council Meeting minutes be approved.

8.8

2020 Appointment of the External Auditor

THAT the appointment of Ernst & Young LLP as the external auditor for Strathcona County for the year ending December 31, 2020 be approved.

8.9

Bylaw 38-2020, A Bylaw to Repeal the Curfew Bylaw 62-2005

THAT Bylaw 38-2020, a Bylaw to repeal the Curfew Bylaw, be given first reading.

THAT Bylaw 38-2020 be given second reading.

THAT Bylaw 38-2020 be considered for third reading.

THAT Bylaw 38-2020 be given third reading.

8.10

Bylaw 44-2020, A Bylaw to Amend Bylaw 17-2020, A Bylaw to Address Procedural Changes as a Result of the Response to Covid-19 Pandemic

THAT Bylaw 44-2020, a bylaw to amend Bylaw 17-2020, A bylaw to Address Procedural Changes as a Result of the Response to Covid-19 Pandemic, be given first reading.

THAT Bylaw 44-2020 be given second reading.

THAT Bylaw 44-2020 be considered for third reading.

THAT Bylaw 44-2020 be given third reading.

9.1

2020 Consolidated Budget Presented in Accordance with Public Sector Accounting Standards

THAT the July 21, 2020 Consolidated Budget Presented in Accordance with Public Sector Accounting Standards report be received for information.

9.2

Strathcona County 2019 Annual Report

THAT the July 21, 2020 Strathcona County 2019 Annual Report be received for information.

9.3

Bylaw 40-2020, A Bylaw to Amend Bylaw 37-2019, Fees, Rates and Charges Bylaw

THAT Bylaw 40-2020, a bylaw to amend Bylaw 37-2019, Fees, Rates and Charges, be given first reading.

THAT Bylaw 40-2020 be given second reading.

THAT Bylaw 40-2020 be considered for third reading.

THAT Bylaw 40-2020 be given third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, L. Delainey, G. Lawrence, and K. Berghofer

Carried

8. COUNCIL PRIORITIES

8.1 Motion following Notice of Motion – Keystone Ridge Drainage

2020/ 281

Moved by: L. Delainey

THAT Administration prepare a report, for Council's consideration at the next available Council meeting (September 8, 2020) on options for diverting water from the outfall of Gillies Estates to prevent impact of this water on Keystone Ridge properties; such report to include the amount required and possible source of funds for a Capital Budget Amendment for the purpose of completing the required actions; and

THAT Administration implement temporary diversion solutions on the necessary private property immediately while the long-term solution is worked on.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, L. Delainey, G. Lawrence, and K. Berghofer

Carried

ACTION: Transportation and Agriculture Services

DUE: Sep 8, 2020

8.2 Motion following Notice of Motion Review of Councillor Code of Conduct Bylaw 27-2018

2020/ 282

Moved by: L. Delainey

THAT Strathcona County *Bylaw 27-2018* be brought back to Priorities Committee for review at the September 15, 2020 Priorities Committee to allow for discussion of matters noted by Legislative and Legal Services at the May 15, 2018 Council Priority Meeting regarding two specific aspects of the formal complaint process in the bylaw as approved by Council on June 19, 2018:

1. Council's approach "*differs from the approach taken by some other municipalities*" in that "*the complaint process is limited to members of Council (e.g. members of the public are not able to make a Code of Conduct complaint)*;
2. Further, while some municipalities are relying on an independent external investigator to receive and investigate complaints, the process approved by Council under the Bylaw has the whole of Council as the main body to receive complaints"

In Favour (6): R. Frank, R. Parks, D. Anderson, L. Delainey, G. Lawrence, and K. Berghofer
Opposed (2): B. Botterill, and B. Tonita

Carried

ACTION: Legislative and Legal Services

DUE: Sep 15, 2020

- 8.3 Motion following Notice of Motion – Multi-purpose Agricultural Facility Economic Impact and Operational Budget Report

2020/ 283

Moved by: B. Tonita

THAT Administration provide a report to Council, in conjunction with the final design but no later than the end of Q3 2020, identifying the potential economic impact along with updated operational budget projections and fee structures for the current vision of the Multi-purpose Agricultural Facility.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, L. Delainey, G. Lawrence, and K. Berghofer

Carried
ACTION: Transportation and Agriculture Services
DUE: Q3, 2020

2020/ 284

Moved by: L. Delainey

THAT Administration confirm a future site option to accommodate the concept for the Strathcona Heritage Village on the Multi-Purpose Agriculture Facility site.

In Favour (6): R. Frank, D. Anderson, B. Tonita, L. Delainey, G. Lawrence, and K. Berghofer
Opposed (2): R. Parks, and B. Botterill

Carried
ACTION: Transportation and Agriculture Services
DUE: Q3, 2020

- 8.4 Motion following Notice of Motion – Due Diligence Study on Multi-Purpose Agricultural Facility Design

Mayor Frank withdrew his motion.

Councillor Smith returned to the meeting at 2:13 p.m.

- 8.5 COVID-19 Relaunch Update

2020/ 285

Moved by: G. Lawrence

THAT up to \$1,000,000 to support emergent requirements for addressing the COVID-19 Pandemic, with a source of funds to be Municipal Reserve, be approved.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

- 8.6 Employee Engagement Survey Results Update

Council was provided with an update on the Employee Engagement Survey Results.

8.7 Bylaw 41-2020, A Bylaw to establish an Intermunicipal Affairs Committee between Strathcona County and Sturgeon County

2020/ 286

Moved by: L. Delainey

THAT Bylaw 41-2020, a bylaw that proposes to establish an intermunicipal affairs Council committee for Strathcona County and Sturgeon County, be given first reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 287

Moved by: P. Smith

THAT Bylaw 41-2020 be given second reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 288

Moved by: G. Lawrence

THAT Bylaw 41-2020 be considered for third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 289

Moved by: B. Tonita

THAT Bylaw 41-2020 be given third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

9. REQUESTS FOR DECISION

9.4 2020 Capital Budget Amendment – Winfield Heights – Rural Water Service

2020/ 290

Moved by: L. Delainey

THAT an amendment to increase the 2020 Capital Budget in the amount of \$627,375, to be funded \$175,000 from the Utilities Reserve (1.4440.5) and \$452,375 through a Local Improvement Tax, for the purpose of constructing the Winfield Heights–Rural Water Service, be approved.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

9.5 Winfield Heights – Rural Water Services Local Improvement Project

2020/ 291

Moved by: L. Delainey

THAT Bylaw 36-2020, a bylaw to authorize a local improvement tax levy to pay for the Winfield Heights low-pressure trickle system be given first reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 292

Moved by: G. Lawrence

THAT Bylaw 36-2020 be given second reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 293

Moved by: P. Smith

THAT Bylaw 36-2020 be considered for third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 294

Moved by: B. Tonita

THAT Bylaw 36-2020 be given third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 295

Moved by: L. Delainey

THAT Bylaw 37-2020, a bylaw to authorize the Council of Strathcona County to incur indebtedness by the issuance of debenture(s) in the amount of \$452,375 for the purpose of financing the design and construction of a low-pressure trickle system for the residents of Winfield Heights be given first reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 296

Moved by: B. Tonita

THAT Bylaw 37-2020 be given second reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 297

Moved by: G. Lawrence

THAT Bylaw 37-2020 be considered for third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 298

Moved by: P. Smith

THAT Bylaw 37-2020 be given third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

9.6 Land Use Bylaw – Seasonal Recreational Resorts (update)

Council was provided with an update on Land Use Bylaw – Seasonal Recreational Resorts.

Councillor Tonita left the meeting at 3:53 p.m.

11. COUNCILLOR REQUESTS (INFORMATION REQUESTS AND NOTICES OF MOTION)

11.1 Councillor Request Report

There were no additions to the Councillor Request Report.

10. PUBLIC HEARING

The Mayor convened the Public Hearing for Bylaw 30-2020 at 5:00 p.m.

The Clerk outlined the Public Hearing Procedures.

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

Council heard from the following speakers:

B. Dibben in favour
S. Gerein in favour
A. Swonek in favour

The Mayor closed the Public Hearing for Bylaw 30-2020 at 5:15 p.m.

Administration answered Council's questions.

10.1 Bylaw 30-2020 text amendment to Land Use Bylaw 6-2015

2020/ 299

Moved by: R. Parks

THAT Bylaw 30-2020, a bylaw which proposes to amend Land Use Bylaw 6-2015 to add a new zoning district, R1D – Single Detached Residential D Zoning District, be given first reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 300

Moved by: L. Delainey

THAT Bylaw 30-2020 be given second reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 301

Moved by: P. Smith

THAT Bylaw 30-2020 be considered for third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2020/ 302

Moved by: G. Lawrence

THAT Bylaw 30-2020 be given third reading.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

10.2 Bylaw 29-2020 map amendment to Land Use Bylaw 6-2015 (Ward 4)

2020/ 303

Moved by: R. Parks

THAT item 10.2 Bylaw 29-2020 map amendment to Land Use Bylaw 6-2015 (Ward 4) be postponed until the September 8, 2020 meeting of Council.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

9. REQUESTS FOR DECISION

9.7 River Valley Alliance Pedestrian Footbridge Update

2020/ 304

Moved by: R. Parks

THAT up to \$395,500 for the Strathcona County contribution to the River Valley Alliance design concept project, from Municipal Reserves, be approved.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

10. PUBLIC HEARING

The Mayor convened the Public Hearing for Bylaw 39-2019 at 7:00 p.m.

The Clerk outlined the Public Hearing Procedures.

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

Council heard from the following speakers:

R. Burrell in favour
D. Schoor in favour
D. Zeggelaar in favour
T. Banks in favour

The Mayor closed the Public Hearing for Bylaw 39-2019 at 8:17 p.m.

Administration answered Council's questions.

10.3 Bylaw 39-2019 text and map amendment to Land Use Bylaw 6-2015 (Ward 6)

2020/ 305

Moved by: R. Parks

THAT Bylaw 39-2019, a bylaw that proposes to:

- amend the text of LUB 6-2015 to add new Direct Control District 86; and
- rezone a portion of the SW 32-51-22-W4 consisting of approximately 6.94 hectares (17.14 acres) from AG – Agriculture: General to DC 86 – Direct Control District 86,

be given first reading.

2020/ 306

Referral Moved by: R. Frank

THAT the motion on the floor be referred to Administration for further work and report back to Council by end of September on safety concerns associated with proposed bylaw 39-2019.

In Favour (5): R. Frank, D. Anderson, B. Botterill, P. Smith, and K. Berghofer

Opposed (3): R. Parks, L. Delainey, and G. Lawrence

Carried

ACTION: Planning and Development Services

DUE: Sep 30, 2020

12. ADJOURNMENT

Mayor Frank declared the meeting adjourned at 8:41 p.m.

Mayor

Director, Legislative & Legal Services