

COUNCIL MEETING MINUTES

February 23, 2021
10:30 a.m.
Council Chamber
401 Festival Lane
Sherwood Park, AB

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

Administration Present: Darrell Reid, Chief Commissioner
Greg Yeomans, Chief Financial Officer
Gord Johnston, Assoc. Commissioner, Community Services
Lori Cooper, Assoc. Commissioner, Corporate Services
Stacy Fedechko, Assoc. Commissioner, Infrastructure and Planning Services
Mavis Nathoo, Director, Legislative and Legal Services
Sandy Bugeja, Manager, Governance Support Services & Deputy Clerk
Joanne Onciul, Legislative Officer

1. CALL TO ORDER

Mayor Frank called the meeting to order at 10:30 a.m.

2. CHANGES TO AGENDA & ADOPTION OF AGENDA

2021/ 37

Moved by: K. Berghofer

THAT the February 23, 2021 Council Meeting agenda be adopted with the addition of item 3.4 Potential Engagement with Local Industry to the Closed Session.

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

Carried

3. CLOSED SESSION

2021/ 38

Moved by: R. Parks

THAT Council meet in private to discuss matters protected from disclosure under the *Freedom of Information and Protection of Privacy (FOIP) Act*, section 21, at 10:35 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 Collaborative Economic Development

FOIP Section 21, harmful to intergovernmental relations

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Greg Yeomans	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Mayor Frank	Presenter
Nancy Lyzaniwski	Necessary to perform role
Jackie Porayko	Necessary to perform role
Robert Stephenson	Necessary to perform role
Sean McRitchie	Necessary to perform role
Cheryl Oxford	Necessary to perform role
Sandy Bugeja	Meeting support

3.3 Eastern Slopes and Coal Mining

FOIP Section 21, harmful to intergovernmental relations

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Greg Yeomans	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Mayor Frank	Presenter
Nancy Lyzaniwski	Necessary to perform role
Jackie Porayko	Necessary to perform role
Sandy Bugeja	Meeting support

3.4 Potential Engagement with Local Industry
FOIP Section 21, advice from officials

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Greg Yeomans	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Nancy Lyzaniwski	Necessary to perform role
Councillor Tonita	Presenter
Sandy Bugeja	Meeting Support

2021/ 39

Moved by: R. Parks

THAT Council revert to Open Session at 11:56 a.m. and recess until 2:00 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

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

Canada's Agriculture Day February 23, 2021
Pink Shirt Day February 24, 2021

4.3 Recognizing Black Canadians – Violet King Henry

The Mayor recognized Violet King Henry in recognition of Black History Month.

5. MOTIONS ARISING OUT OF CLOSED SESSION

3.3 Eastern Slopes and Coal Mining

2021/ 40

Moved by: R. Parks

THAT Administration, in consultation with EPCOR and other municipalities, provide a report to Priorities Committee by the end of Q3 on the feasibility of developing a headwater protection strategy for Strathcona County, the report to include the potential impacts to the County's headwaters that may result from the four currently approved coal mining projects, an outline of potential municipal tools to protect headwaters, and opportunity to work in regional partnership to seek intervener status with the provincial government.

ACTION: Planning and Development Services, Intergovernmental Affairs
DUE: Q3 2021

THAT the Mayor, on behalf of Council, write a letter to the provincial government to thank the provincial government for reinstating the '1976 Coal Policy' pending a thorough consultation, to seek their commitment to consult with municipalities as major stakeholders on future coal policy changes, and to request a moratorium on further exploration until after public consultation has been completed and a replacement coal policy is in place.

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

Carried
ACTION: Office of the Mayor
DUE: Immediately

6. CONSENT AGENDA

2021/ 41

Moved by: K. Berghofer

THAT Council approve the following agenda items without debate:

7.1

February 2, 2021 Council Meeting

THAT the February 2, 2021 Council Meeting Minutes be approved.

9.3

Respectful Workplace Policy

THAT HUM-001-032 Respectful Workplace policy, as set out in enclosure 1 of the February 23, 2021 Human Resources report, be approved.

THAT policy HUM-001-025 Discrimination and Harassment be rescinded.

11.2

Expenditure of Council Priority Funds - SAFFRON Sexual Assault Centre

THAT an expenditure of \$4,000.00 from Council Priority Funds as follows:

Mayor Rod Frank	\$ 900.00
Councillor Robert Parks	\$ 600.00
Councillor Dave Anderson	\$ 850.00
Councillor Bill Tonita	\$ 600.00
Councillor Paul Smith	\$ 300.00
Councillor Katie Berghofer	\$ 750.00

for the purpose of providing funds to the SAFFRON Sexual Assault Centre for costs associated with their 2020 online conference, be approved.

11.3

Expenditure of Council Priority Funds - Friends of the Pioneers

THAT an expenditure of \$13,000.00 from Council Priority Funds as follows:

Mayor Rod Frank	\$5,000.00
Councillor Robert Parks	\$5,000.00
Councillor Linton Delaine	\$3,000.00

for the purpose of providing funds to the Friends of the Pioneers for costs associated with the replacement of windows, be approved.

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

Carried

8. COUNCIL PRIORITIES

8.1 COVID 19 Task Forces Progress Report to Council

2021/ 42

Moved by: B. Tonita

THAT Administration provide a report in the third quarter of 2021, with an interim report in the second quarter, on a possible Communication Framework to focus on communication priorities that address the learnings from the pandemic, promote the County's ongoing recovery, and specifically include encouragement for new residents and businesses to locate in the County.

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

Carried

ACTION: Communications
DUE: Q2 and Q3 2021

2021/ 43

Moved by: P. Smith

THAT Administration conduct a regional and provincial scan to explore the measures taken in other municipalities related to governance and recovery related to the COVID-19 Pandemic and report to the appropriate Task Force by end of the first quarter, the report to include:

- Legislative and policy changes made, and measures taken, across the province, the region and beyond, including any pertinent examples from similar-sized municipalities; and
- An assessment of interest in a regional conversation on sharing learnings in the response to COVID 19.

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

Carried

ACTION: Legislative and Legal Services, Intergovernmental Affairs

DUE: Q1 2021

8.2 Motion following Notice of Motion – Motion to Amend Something Previously Adopted – Report on Options for Old Cloverbar Lodge Site

Mayor Frank passed the chair to Deputy Mayor Berghofer.

2021/ 44

Moved by: R. Frank

THAT the December 8, 2020 motion (2020/452) related to directing Administration to bring a report on options for the Old Clover Bar Lodge site (Plan 912 0631 Block 11 Lot 3) be amended by adding the words “, including the options and feasibility for allowing the site to be used by the Sherwood Park 55 Plus Club” after the words “(Plan 912 0631 Block 11 Lot 3)” so that the motion will read as follows:

THAT Administration work with the Pioneer Housing Foundation Board to develop a report for Council’s and the Board’s consideration by the end of the second quarter of 2021 that outlines possible options for the Old Clover Bar Lodge site (Plan 912 0631 Block 11 Lot 3), including the options and feasibility for allowing the site to be used by the Sherwood Park 55 Plus Club; and

THAT Administration make appropriate arrangements for the maintenance of the Old Clover Bar Lodge property until such time as Pioneer Housing Foundation and the County have determined the future of the property.

2021/ 45

Amendment Moved By: B. Tonita

THAT the words “and Heartland Housing, Robinhood Association, and Strathcona Shelter Society, or other groups” be added following the words “55 Plus Club”.

Withdrawn

Mayor Frank resumed the chair.

Council moved to item 9.1 to address a time specific item.

9. REQUESTS FOR DECISION

9.1 Property Tax Relief - Roll 2310305004

2021/ 46

Moved by: R. Parks

THAT the cancellation of 2019 and 2020 property tax penalties in the amount of \$2242.61 be approved.

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

Opposed (1): P. Smith

Carried

8. COUNCIL PRIORITIES

8.2 Motion following Notice of Motion – Motion to Amend Something Previously Adopted – Report on Options for Old Cloverbar Lodge Site

Mayor Frank passed the chair to Deputy Mayor Berghofer.

2021/ 44

Main Motion Moved by: R. Frank

THAT the December 8, 2020 motion (2020/452) related to directing Administration to bring a report on options for the Old Clover Bar Lodge site (Plan 912 0631 Block 11 Lot 3) be amended by adding the words ", including the options and feasibility for allowing the site to be used by the Sherwood Park 55 Plus Club" after the words "(Plan 912 0631 Block 11 Lot 3)" so that the motion will read as follows:

THAT Administration work with the Pioneer Housing Foundation Board to develop a report for Council's and the Board's consideration by the end of the second quarter of 2021 that outlines possible options for the Old Clover Bar Lodge site (Plan 912 0631 Block 11 Lot 3), including the options and feasibility for allowing the site to be used by the Sherwood Park 55 Plus Club; and

THAT Administration make appropriate arrangements for the maintenance of the Old Clover Bar Lodge property until such time as Pioneer Housing Foundation and the County have determined the future of the property.

In Favour (4): R. Frank, R. Parks, D. Anderson, and L. Delainey

Opposed (5): B. Botterill, B. Tonita, P. Smith, G. Lawrence, and K. Berghofer

Defeated

Mayor Frank resumed the chair.

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

11.1 Councillor Request Report

Ward	Category	Request	Department	Due Date
Ward 7 G. Lawrence	Information Request	Ravenwood Music Festival Please provide any information on the Ravenwood Music Festival.	ACTION: Recreation, Parks and Culture	DUE: March 9, 2021
Ward 5 P. Smith	Information Request	Complete Land Maps Please provide complete 2021 Land Maps instead of the abbreviated versions provided to Council since complete maps are a source of information used by rural councillors on a daily basis to represent the residents in each ward.	ACTION: Planning and Development Services	DUE: March 9, 2021

10. PUBLIC HEARING

The Clerk provided an overview of the Public Hearing procedures as required.

10.1 Bylaw 7-2021 Map Amendment to Land Use Bylaw 6-2015 (Ward 5)

The Mayor convened the Public Hearing for Bylaw 7-2021 at 5:05 p.m.

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

Council heard from the following speaker:

A. Usenik in favour

The Mayor closed the Public Hearing for Bylaw 7-2021 at 5:09 p.m.

2021/ 47

Moved by: D. Anderson

THAT Bylaw 7-2021, a bylaw that proposes to rezone approximately 3.89 (9.6 acres) within the NW 2-53-22-4 and a portion of the SW 11-53-22-4 to R1A Single Detached Residential A; ALD Ardrossan Low Density Residential; R1C Single Detached Residential C; R2A Semi-Detached Residential; PC Conservation and PR Recreation, 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

2021/ 48

Moved by: L. Delainey

THAT Bylaw 7-2021 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

8. COUNCIL PRIORITIES

8.3 Motion following Notice of Motion – Neighbourhood Off-Leash Dog Parks

2021/ 49

Moved by: R. Parks

THAT Administration prepare a report for Council’s consideration by the end of May 2021 on potential sites for neighbourhood off-leash dog parks in Strathcona County.

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

Carried
ACTION: Recreation, Parks and Culture
DUE: End of May 2021

9. REQUESTS FOR DECISION

9.2 Cannabis Production Facilities in the AG – Agriculture General District

2021/ 50

Moved by: P. Smith

THAT Administration prepare a bylaw to remove the ‘cannabis production facility’ use from the AG – Agriculture: General district, the bylaw to include transitional provisions for approved cannabis production facilities; and

THAT a public hearing for the proposed bylaw be held on March 23, 2021 at 7:00 p.m.

In Favour (5): R. Frank, B. Tonita, P. Smith, L. Delainey, and G. Lawrence
 Opposed (4): R. Parks, D. Anderson, B. Botterill, and K. Berghofer

Carried

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

Ward	Category	Request	Department	Due Date
Ward 3 B. Botterill	Information Request	Communications Utilities Please provide a report on the communications utilities required to be planned in new developments as well as information on whether cell phone and other communications towers are required to be planned in new developments.	ACTION: Information Technology Services/Planning and Development Services	DUE: March 9, 2021
Ward 6 L. Delainey	Information Request	County Definition on Affordable Housing Please provide the County’s definition of “affordable housing” and share that definition with the Accessibility Advisory Committee.	ACTION: Family and Community Services	DUE: March 9, 2021

<p>Ward 6 L. Delainey</p>	<p>Information Request</p>	<p>Follow-up Questions on Council Code of Conduct Information Request Response</p> <p>Please answer the following questions:</p> <ol style="list-style-type: none"> 1. Was it submitted to the Alberta Government for approval? 2. Does it address the 13 “minimum required topics” set out on pages 4 and 5 of the Councillor Codes of Conduct: A Guide for Municipalities provided by the Alberta Government, RMA, and AUMA; 3. On whose authority and why were the nine guidelines and 14 ethical standards specified in the 2011 Council Code of Conduct Policy (GOV-001-028) and Schedule A removed; and 4. For the remainder of their term, are the current members of Council bound to uphold the promises in the oath they signed after the 2017 election? 	<p>ACTION: Legislative and Legal Services</p>	<p>DUE: March 9, 2021</p>
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12. ADJOURNMENT

Mayor Frank declared the meeting adjourned at 6:27 p.m.

Mayor

Director, Legislative & Legal Services