COUNCIL MEETING
MINUTES

May 8, 2018
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
                        Laura Probst, Acting Chief Financial Officer
                        Mavis Nathoo, Director, Legislative and Legal Services
                        Jeremy Tremblett, 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

   2018/162
   Moved by: B. Botterill

   THAT the agenda for the May 8, 2018 Council meeting be adopted with the following changes:
   • Delete item 3.7, CAO Performance Review Process Update - May 2018, from the agenda
   • Add to Closed Session Inter-Municipal Relations Committee May Update, as item 3.7, FOIP Section 21, 24
   • Add to Closed Session Personnel Matter, as item 3.8, FOIP Section 17

   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**

2018/ 163  
**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 17, 21, 24, and 27, at 9:05 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 Beaver Hills Initiative - Part 9 Company Document Drafts
   FOIP Section 24, advice from officials
   FOIP Section 27, legal privilege

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<thead>
<tr>
<th>Name</th>
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<tbody>
<tr>
<td>Rob Coon</td>
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<td>Jocelyn Thrasher-Haug</td>
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<td>Danielle Wilson</td>
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<td>Stacy Fedechko</td>
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3.3 Enforcement Issue
   FOIP Section 17, harmful to personal privacy

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<td>Karmen Webb</td>
<td>Presenter</td>
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3.4 Requests for Information
   FOIP Section 24, advice from officials

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3.5 Regional Transit Update
   FOIP Section 21, harmful to intergovernmental relations
   FOIP Section 24, advice from officials

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<td>Wade Coombs</td>
<td>Presenter</td>
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<tr>
<td>Sherri-Dawn Annett</td>
<td>Background for public relations messages</td>
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<tr>
<td>Marnie Lee</td>
<td>Regional Portfolio representative</td>
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3.6 Use of County Resources for Support of Community Events
   FOIP Section 24, advice from officials

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3.7 Inter-Municipal Relations Committee May Update
   FOIP Section 21, harmful to intergovernmental relations
   FOIP Section 24, advice from officials

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3.8 Personnel Matter
   FOIP Section 17, harmful to personal privacy

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P. Smith left the meeting at 12:23 p.m.
2018/ 164
Moved by: B. Botterill

THAT Council revert to open session at 12:38 p.m. and recess until 2:00 p.m

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, 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 Saulteau, and that the indigenous people were joined by settlers and pioneers who together built this great community of Strathcona County.

4.2 Proclamations

Municipal Clerks Week May 6-12, 2018
Public Works Week May 20-26, 2018

5. MOTIONS ARISING OUT OF CLOSED SESSION

2018/ 165
Moved by: D. Anderson

1. THAT the request made by the Youth Council, in partnership with altView, for a Strathcona County bus to participate in the 2018 Edmonton Pride Parade be approved.

2. THAT a Strathcona County entry, in partnership with Youth Council and altView, in the 2018 Edmonton Pride Parade be approved.

3. THAT the three crosswalks at the intersection of Festival Lane and Festival Avenue be painted with rainbow colours in recognition of Pride Week.

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

Carried
2018/ 166
Moved by: G. Lawrence

THAT Strathcona County endorse the formation of a Part 9 Company to be known as Beaver Hills Biosphere Reserve Limited, and that administration work with the municipalities of Beaver County, Lamont County and Leduc County to finalize incorporating documents for consideration by the respective Councils.

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

Carried

2018/ 167
Moved by: B. Botterill

THAT Council suspend the rules of procedure under s. 8.13 of the Meeting Procedures Bylaw to allow for the addition of an agenda item to the Council Priorities section as item 8.4 – AUMA letter to Prime Minister re Trans Mountain Pipeline Expansion.

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

Carried

6. CONSENT AGENDA

2018/ 168
Moved by: B. Botterill

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

7.1 April 24, 2018 Council Meeting Minutes
THAT the minutes from the April 24, 2018 Council Meeting be approved.

7.2 April 30, 2018 Tax Rate Bylaw Special Council Meeting Minutes
THAT the minutes from the April 30, 2018 Tax Rate Bylaw Special Council Meeting be approved.

7.3 April 30, 2018 Special Council Meeting Minutes
THAT the minutes from the April 30, 2018 Special Council Meeting be approved.

10.1 Policy SER-013-005 Road Right-of-Way Sign Policy (REVISED)
THAT the revised Policy SER-013-005 Road Right-of-Way Sign Policy, as set out in Enclosure 1 of the May 8, 2018 Transportation and Agriculture Services report, be approved.
13.1 Clean Air Day - Free Rides on Transit
THAT Administration’s annual participation with regional partners in promoting Clean Air Day by providing free rides on all Strathcona County Transit buses, be approved.

14.1 2018 Meeting Date – 2019-2022 Budget Review
THAT the November 9th and 14th Council budget meeting days be cancelled; and that Administration provide notice of the change to Council and the public; and

THAT two additional Council budget meeting days be added on December 4th and December 6th; and that Administration provide notice of the additional days to Council and the public.

15.1 Inter Pipeline letter of support
THAT the Mayor, on behalf of Council, sign the letter of support as set out in Enclosure 1 to the May 8, 2018 Economic Development and Tourism report.

16.3 Planning and Development Services – Policies for Approval and Rescission
1. THAT the SER-012-011 Land Management policy, as set out in Enclosure 1 of the May 8, 2018, Planning and Development Services Council report, be approved.

2. THAT the following policies be rescinded:
   - SER-012-001 Land Acquisition
   - SER-012-003 Municipal Land Licensing Program
   - SER-012-005 Disposal of Public Reserve Lands
   - SER-012-007 Disposition of Surplus Non-Reserve Real Property
   - SER-008-015 Dedication of Municipal Reserve & Environmental Reserve Lands
   - SER-011-008 Licensing of Recreational and Social Facilities

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**

8.1 Review of Strathcona County Investment Program and Council Priority Funding Policies

**2018/169**  
Moved by: B. Botterill

THAT the following motion on the floor be brought forward from the June 19, 2018 Council Meeting:

“THAT the Council Priority Funding program be discontinued effective July 1, 2017; and that Administration prepare a report that provides the required policy amendments for the discontinuation of this program and provides a recommendation on how to address the funds that have been earmarked for this program, including adding the funds to Strathcona Community Investment Program; and that this report be brought to the June 6, 2017 Council meeting.”

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

**2018/170**  
Moved by: B. Botterill

Motion on the Floor (2017/187)  
THAT the Council Priority Funding program be discontinued effective July 1, 2017; and that Administration prepare a report that provides the required policy amendments for the discontinuation of this program and provides a recommendation on how to address the funds that have been earmarked for this program, including adding the funds to Strathcona Community Investment Program; and that this report be brought to the June 6, 2017 Council meeting.

In Favour (1): P. Smith  
Defeated

**2018/171**  
Moved by: B. Botterill

THAT policy GOV-002-030 Strathcona County Investment Program be rescinded; and that the remaining 2018 funds for this program be reallocated to the Council Priority Fund Expenditures program evenly among all members of Council.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer  
Carried
2018/ 172
Moved by: B. Tonita

THAT effective January 1, 2019, budgeted Council Priority Funds be allocated evenly among all members of Council.

2018/ 173
Amendment Moved by: D. Anderson

THAT the words "except that the Mayors Office will be given $5,000 prior to the equal allocation of the remaining funds." be added after "members of Council".

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

Carried

2018/ 172
Main Motion as Amended Moved by: B. Tonita

THAT effective January 1, 2019, budgeted Council Priority Funds be allocated evenly among all members of Council, except that the Mayors Office will be given $5,000 prior to the equal allocation of the remaining funds.

In Favour (7): R. Frank, R. Parks, D. Anderson, B. Tonita, L. Delainey, G. Lawrence, and K. Berghofer
Opposed (2): B. Botterill, and P. Smith

Carried

2018/ 174
Moved by: B. Botterill

THAT policy Gov 001-032 be referred back to Governance Advisory Committee to review and revise in consideration of the comments made by Council – to return to Council by Q3 2018.

In Favour (7): R. Frank, D. Anderson, B. Botterill, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer
Opposed (2): R. Parks, and B. Tonita

Carried

ACTION: Legislative and Legal Services
DUE: Q3 2018

8.2 2013-2030 Strategic Plan (Refined)

2018/ 175
Moved by: D. Anderson

THAT the 2013-2030 Strategic Plan, as set out in Enclosure 1 of the May 8, 2018 Corporate Planning report, 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
8.3 Motion following Notice of Motion
Multi-Purpose Agriculture Facility Quarterly Progress Reports

2018/176
Moved by: R. Frank

1. THAT Administration provide quarterly progress reports, including an update on expenditures, for the Multi-Purpose Agricultural Facility project; these reports to commence in the second quarter of 2018 and continue until the project is complete.

2. THAT Administration notify Council immediately should the total expenditure for the Multi-Purpose Agriculture Facility project exceed $31 million.

2018/177
Moved by: D. Anderson

THAT the motion be split for voting purposes.

In Favour (6): R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, and K. Berghofer
Opposed (3): R. Frank, L. Delainey, and G. Lawrence

Carried

2018/176(a)
Moved by: R. Frank

THAT Administration provide quarterly progress reports, including an update on expenditures, for the Multi-Purpose Agricultural Facility project; these reports to commence in the second quarter of 2018 and continue until the project is complete.

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

Carried

ACTION: Transportation and Agriculture Services
DUE: Quarterly

2018/176(b)
Moved by: R. Frank

THAT Administration notify Council immediately should the total expenditure for the Multi-Purpose Agriculture Facility project exceed $31 million.

In Favour (3): R. Frank, R. Parks, and G. Lawrence

Defeated
8.4 Letter of Support for Kinder Morgan Trans Mountain Pipeline Expansion Project

2018/178

Moved by: R. Parks

THAT the Mayor, on behalf of Council, join with the AUMA and other municipalities to sign the letter to the Prime Minister in support of the Kinder Morgan Trans Mountain Pipeline Expansion Project.

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

Carried

11. UTILITIES

11.1 Blockages in Residential Sewer Lines Policy (NEW)

2018/179

Moved by: L. Delainey

1. THAT Policy SER-009-043 Blockages in Residential Sewer Lines, as set out in Enclosure 1 of the May 8, 2018 Utilities report titled Blockages in Residential Sewer Lines Policy, be approved, with the following amendment:
   • On page 2 in the section entitled “Cost of Mitigation – Tree Root Intrusion” that the words “In the case of ii and iii above” be deleted and replaced with the words “When mitigation costs are borne by the property owner”

2. THAT the following policies be rescinded:
   • SER-001-014 Private Sewer Service Lines – Requests for Assistance
   • SER-001-016 Sewer Line / Tree Root – Damage Control
   • SER-001-018 Rehabilitation of Residential Sanitary Sewer Services

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

Carried

12. EMERGENCY SERVICES

12.1 Bylaw 17-2018: Emergency Management (EM) Bylaw (Repeals Bylaw 42-2013)

2018/180

Moved by: B. Botterill

THAT Bylaw 17-2018, the Emergency Management Bylaw, 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
2018/ 181
Moved by: B. Tonita

THAT Bylaw 17-2018 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

2018/ 182
Moved by: P. Smith

THAT Bylaw 17-2018 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

2018/ 183
Moved by: K. Berghofer

THAT Bylaw 17-2018 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. PUBLIC HEARING

9.1 5:00 p.m.

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

9.1.1 Bylaw 21-2018 text amendment to Land Use Bylaw 6-2015 (Ward 4)

The Deputy Mayor convened the Public Hearing for Bylaw 21-2018 at 5:02 p.m. Administration made a presentation on the bylaw. Administration then answered Council’s questions.

Council heard from the following speakers:
Eric Sehn – available for questions

The Deputy Mayor closed the Public Hearing for Bylaw 21-2018 at 5:05 p.m. Administration answered Council’s questions.
2018/ 184
Moved by: B. Tonita

THAT Bylaw 21-2018, a bylaw that proposes to amend the text in Land Use Bylaw 62015 to add Care centre, intermediate and Care centre, major to the listed uses in DC 69 Direct Control District “Area I” (Commercial), as well as to add related additional regulations for the proposed care centre uses, be given first reading.

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

Carried

2018/ 185
Moved by: R. Parks

THAT Bylaw 21-2018 be given second reading.

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

Carried

2018/ 186
Moved by: P. Smith

THAT Bylaw 21-2018 be considered for third reading.

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

Carried

2018/ 187
Moved by: R. Parks

THAT Bylaw 21-2018 be given third reading.

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

Carried
16. PLANNING AND DEVELOPMENT SERVICES

16.1 Bylaw 15-2018 map amendment to Land Use Bylaw 6-2015 (Ward 5)

2018/188

Moved by: P. Smith

THAT Bylaw 15-2018, a bylaw that proposes to rezone approximately 8.00 hectares (19.77 acres) from PR - Recreation and AD - Agriculture: Future Development to R1B - Single Detached Residential B, R1C - Single Detached Residential C, R2A - Semi-Detached Residential, PC - Conservation, PR - Recreation and PU - Public Utilities within the Hamlet of Ardrossan, be given third reading.

In Favour (7): R. Parks, B. Botterill, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer
Abstain (1): D. Anderson

Carried

16.2 Bylaw 67-2017 map amendment to Land Use Bylaw 6-2015 (Ward 4)

2018/189

Moved by: B. Tonita

THAT Bylaw 67-2017, a bylaw that proposes to rezone approximately 1.46 hectares (3.61 acres) from AD - Agriculture: Future Development to R1C - Single Detached Residential C and R3 - Low to Medium Density Multiple Residential within Summerwood, be given third reading.

In Favour (7): R. Parks, D. Anderson, B. Botterill, B. Tonita, P. Smith, L. Delainey, and K. Berghofer
Abstain (1): G. Lawrence

Carried

R. Frank joined the meeting at 5:14 pm.
17. COUNCILLOR REQUESTS (INFORMATION REQUESTS AND NOTICES OF MOTION)

17.1 Councillor Request Report

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<tr>
<td>5. P. Smith</td>
<td>NM-017</td>
<td>Notice of Motion</td>
<td>ACTION: Office of the Elected Officials</td>
<td>DUE: June 5, 2018</td>
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Councillor Smith SERVED the following Notice of motion to be presented for debate and vote at the June 5, 2018 Council Meeting:

THAT Council direct Administration to prepare an amendment to the Strathcona County Land Use Bylaw 6-2015 (LUB) in AG-Agriculture: General district that:
1. A cannabis production facility with a total area greater than 1,000 m² shall meet the minimum separation distance of 500 meters between an existing dwelling and the cannabis production facility site.
2. The minimum separation distance between the existing dwelling and a cannabis production facility site shall be established by measuring the shortest distance between the external wall of the nearest dwelling and the boundary of the cannabis production facility site.

9. PUBLIC HEARING

9.2 5:30 p.m.

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

9.2.1 Bylaw 18-2018 Smoking

The Mayor convened the Public Hearing for Bylaw 18-2018 at 5:32 p.m.
Administration made a presentation on the bylaw. Administration then answered Council’s questions.
Council heard from the following speakers:
L. Hagen – in favour
Dr. C. Sikora – in favour
K. Atkey – in favour

The Mayor closed the Public Hearing for Bylaw 18-2018 at 6:51 p.m. Administration answered Council’s questions.
2018/ 190
Moved by: B. Botterill

THAT the proposed Smoking Bylaw 18-2018 be amended as follows:

1. Section 4 s. definition of “public place” be amended by adding the words “private functions or events that are closed to the public” after the words “but does not include a highway as defined under the Traffic Safety Act, RSA 2000 c T-6,”

2. Section 5 be amended by deleting the word “or” at the end of d. and “any other location” and “permitted” from e. and by adding a new subsection f. as follows: “a place where vaping of legal substances is allowed under a County permit.”

3. By deleting section 7 and renumbering the following sections accordingly

4. Adding the words “including the power to issue permits under this bylaw” after the words “Nothing in this bylaw fetters or impairs the Chief Commissioner’s power to exercise the Chief Commissioners powers under any bylaw or an enactment,” to s. 27 (renumbered as s. 26)

In Favour (6): R. Frank, R. Parks, D. Anderson, B. Botterill, B. Tonita, and P. Smith
Opposed (3): L. Delainey, G. Lawrence, and K. Berghofer

Carried

2018/ 191
Moved by: K. Berghofer

THAT the Smoking Bylaw 18-2018 be given first reading.

In Favour (5): R. Frank, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer

Carried

2018/ 192
Moved by: P. Smith

THAT Bylaw 18-2018 be given second reading.

2018/ 193
Postponement Moved by: P. Smith

THAT the motion for second reading be postponed until the province proclaims Bill 26- An Act to Control and Regulate Cannabis and regulations made under section 90.28 of that Act.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer
Opposed (1): B. Botterill

Carried
2018/194
Moved by: D. Anderson

THAT Council meet in private to continue discussion on item 3.8, Personnel Matter, at 8:04 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

3.8 Personnel Matter
FOIP Section 17, harmful to personal privacy

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<tbody>
<tr>
<td>Rob Coon</td>
<td>Strategic Leader of the Organization/ Presenter</td>
</tr>
</tbody>
</table>

2018/195
Moved by: D. Anderson

THAT Council revert to open session at 9:00 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

18. ADJOURNMENT

Mayor Frank declared the meeting adjourned at 9:01 p.m.

_________________________
Mayor

_________________________
Director, Legislative & Legal Services