

COUNCIL MEETING MINUTES

April 9, 2019
9:00 a.m.
Council Chamber
401 Festival Lane
Sherwood Park, AB

Members Present: Rod Frank, Mayor
Robert Parks, Ward 1
Dave Anderson, Ward 2 (*attended via teleconference*)
Brian Botterill, Ward 3
Bill Tonita, Ward 4
Paul Smith, Ward 5
Linton Delaine, 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
Grant Heer, Acting Assoc. Commissioner, Corporate 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 9:01 a.m.

2. CHANGES TO AGENDA & ADOPTION OF AGENDA 2019/ 67

Moved by: B. Botterill

THAT the agenda for the April 9, 2019 Council meeting be adopted with the following changes:

- Add item 3.5, School Requisition Update to the closed session, pursuant to the Freedom of Information and Protection of Privacy (FOIP) Act sections 21 and 24;
- Add item 3.6 Strategic Land Inquiry – Update 2 to the closed session, pursuant to the Freedom of Information and Protection of Privacy (FOIP) Act section 25; and
- Item 3.4 Intermunicipal Relations Committee (IMRC) Update (7) – add enclosure 1 Negotiations between Municipalities Summary Report.

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

Carried

3. CLOSED SESSION

2019/ 68

Moved by: G. Lawrence

THAT Council meet in private to discuss matters protected from disclosure under the Freedom of Information and Protection of Privacy (FOIP) Act sections 20, 21, 24 and 25 at 9:04 a.m.

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

Carried

3.1 Chief Commissioner - Introduction of Topics

3.2 Parkade Incident (Community Centre) Update – April 9, 2019

FOIP Section 20, harmful to law enforcement

FOIP Section 24, advice from officials

Name	Reason/ Purpose
Rob Coon	Strategic Leader of the Organization
Grant Heer	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization/Presenter
Greg Yeomans	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Jim Peebles	Presenter
Dave Kalist	Presenter
Sherri-Dawn Annett	To answer questions

3.3 Advocacy Strategy – Update 4

FOIP Section 21, harmful to intergovernmental relations

FOIP Section 24, advice from officials

Name	Reason/ Purpose
Rob Coon	Strategic Leader of the Organization
Grant Heer	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Greg Yeomans	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Nancy Lyzaniwski	Presenter
Jackie Porayko	To answer questions
Robert Stephenson	To answer questions

3.4 Intermunicipal Relations Committee (IMRC) Update (7)

FOIP Section 21, harmful to intergovernmental relations

Name	Reason/ Purpose
Rob Coon	Strategic Leader of the Organization
Grant Heer	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Greg Yeomans	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Nancy Lyzaniwski	To answer questions
Mayor Frank	Presenter
Councillor Tonita	Presenter
Councillor Smith	Presenter

Added to agenda

3.5 School Requisition Update

FOIP Section 21, harmful to intergovernmental relations

FOIP Section 24, advice from officials

Name	Reason/ Purpose
Rob Coon	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Greg Yeomans	Strategic Leader of the Organization/Presenter
Mavis Nathoo	Legislative Advice/ Clerk
Wayne Minke	Presenter

Added to agenda

3.6 Strategic Land Inquiry - Update 2

FOIP Section 25, economic interests of the municipality

Name	Reason/ Purpose
Rob Coon	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Kevin Glebe	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Greg Yeomans	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Councillor Delainey	Presenter

2019/ 69

Moved by: R. Parks

THAT Council revert to open session at 11:27 a.m. and recess until 2:00 p.m.

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

Carried

D. Anderson joined the meeting at 2:00 pm.

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

3.4 Intermunicipal Relations Committee (IMRC) Update (7)

2019/ 70

Moved by: B. Botterill

THAT Administration prepare an amending bylaw for the purpose of altering the membership of the Intermunicipal Relations Committee so that the members are appointed for a defined term rather than on a rotational basis.

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

DUE: April 30, 2019

2019/ 71

Moved by: K. Berghofer

THAT the Chief Commissioner, on behalf of Strathcona County, be authorized to sign the *Negotiations between Municipalities Summary Report*; and that the Report remain private pursuant to section 29 of *FOIP*, until authorized by both municipalities.

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

2019/ 72

Moved by: B. Tonita

THAT Council approve the following agenda items without debate:

7.1

March 26, 2019 Council Meeting Minutes

THAT the March 26, 2019 Council Meeting minutes be approved.

9.1

Update to Policy HUM-001-002 Elected Officials Participation in Employee Benefit Plans

THAT HUM-001-002 Elected Officials Participation in Benefit Plans be rescinded and;

THAT Policy GOV-001-038 Elected Officials Participation in Employee Benefit Plans, as set out in enclosure 1 of the April 9, 2019 Human Resources report, be approved.

9.2

Bylaw 10-2019 – Municipal Office Bylaw

THAT Bylaw 10-2019 be given first reading.

THAT Bylaw 10-2019 be given second reading.

THAT Bylaw 10-2019 be considered for third reading.

THAT Bylaw 10-2019 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

8. COUNCIL PRIORITIES

8.1 Motion following Notice of Motion - Community Services Grants

2019/ 73

Moved by: B. Tonita

That Administration refine the Family and Community Services granting process, and that it report back to council by the end of the second quarter in 2019 on its impact for the 2020-2022 operating budget, and that the revised granting process include:

- greater emphasis on 3 year sustainable funding for community agencies that provide an ongoing benefit to the community;
- inclusion of a strategic plan that aligns with Strathcona County's goals;
- inclusion of an annual financial report as a measure of accountability.

2019/ 74**Amendment Moved by:** L. Delainey

THAT the motion be amended by deleting the words "greater emphasis on" before the words "3 year sustainable funding".

In Favour (1): L. Delainey

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

Defeated**2019/ 73****Main Motion Moved by:** B. Tonita

That Administration refine the Family and Community Services granting process, and that it report back to council by the end of the second quarter in 2019 on its impact for the 2020-2022 operating budget, and that the revised granting process include:

- greater emphasis on 3 year sustainable funding for community agencies that provide an ongoing benefit to the community;
- inclusion of a strategic plan that aligns with Strathcona County's goals;
- inclusion of an annual financial report as a measure of accountability.

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**ACTION: Family and Community Services****DUE: Q2 2019**

- 8.2 Motion following Notice of Motion - AUMA Resolution to Support Alberta's Energy Industry

2019/ 75**Moved by:** R. Frank

THAT the Mayor, on behalf of Council, submit a resolution for consideration at the Alberta Urban Municipalities Association (AUMA) 2019 Convention, as outlined in Enclosure 1.

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 - Legal Opinion – Change of Bremner Status

2019/ 76**Moved by:** R. Frank

THAT by April 30, 2019 Administration provide a legal opinion to Council on the steps that would need to be taken and any potential liability risks with respect to amending County Council's decision on the selection of the Bremner area as the County's next growth node.

2019/ 77

Amendment Moved by: R. Parks

THAT the motion be amended by removing the words "the steps that would need to be taken and" after the words "to Council on".

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

Carried

2019/ 78

Postponement Moved by: P. Smith

THAT the motion (2019/76) on the floor be postponed to the June 11, 2019 Council meeting.

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

Opposed (6): R. Parks, D. Anderson, B. Botterill, B. Tonita, L. Delainey, and K. Berghofer

Defeated

2019/ 79

Moved by: R. Frank

THAT the motion (2019/76) on the floor be withdrawn.

In Favour (6): R. Frank, R. Parks, B. Tonita, P. Smith, G. Lawrence, and K. Berghofer

Opposed (3): D. Anderson, B. Botterill, and L. Delainey

Carried

8.4 Motion following Notice of Motion - Support for Canada's Steel Industry

2019/ 80

Moved by: R. Frank

THAT the Mayor, on behalf of Council, write a letter to the Federal Minister of Finance to express support for Canada's steel industry by implementing final safeguard measures for steel products.

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

Carried

D. Anderson left the meeting at 3:01 pm.

8.5 Ardrossan Commercial Update (Ward 5)

2019/ 81

Moved by: P. Smith

THAT Administration prepare an Area Structure Plan (ASP) amendment, as well as rezoning, and subdivision applications to enable the opportunity for the disposition or sale of a portion of Plan 1107KS, Parcel B and Plan 2377NY, Block C, as set out in enclosure 3 to the April 9, 2019 Ardrossan Commercial Update report.

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

Opposed (3): R. Parks, B. Botterill, and K. Berghofer

Carried

ACTION: Planning and Development Services

DUE: end of 2019

8.6 Bylaw 8-2019 Mayor's Executive Committee

2019/ 82

Moved by: L. Delainey

THAT Bylaw 8-2019, a bylaw to establish the Mayor's Executive Committee, be given first reading.

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

Carried

2019/ 83

Moved by: R. Parks

THAT Bylaw 8-2019 be given second reading.

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

Carried

2019/ 84

Moved by: P. Smith

THAT Bylaw 8-2019 be considered for third reading.

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

Carried

2019/ 85

Moved by: B. Tonita

THAT Bylaw 8-2019 be given third reading.

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

Carried

9. REQUESTS FOR DECISION

9.3 Resource and Energy Coalitions

2019/ 86

Moved by: R. Parks

THAT the Resource and Energy Coalition resolution, as set out in Enclosure 1 of the April 9, 2019 Resource and Energy Coalitions report, be approved.

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

Carried

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

11.1 Councillor Request Report

Ward/ Councillor	Category	Request	Department	Due Date
7 G. Lawrence	Information Request	Cemetery Inventory Please provide information on the total number of cemeteries in Strathcona County (i.e. include the numbers for all active and inactive cemeteries).	ACTION: Planning and Development Services	DUE: April 19, 2019
Mayor R. Frank	Notice of Motion At the April 30, 2019 Council Meeting, I will move the following: THAT the Mayor, on behalf of Council, send a letter to Vung Tau City to initiate formal discussions for strengthening the current municipal relationship through a friendship or sister city agreement, and a letter to the Ambassador of Vietnam to Canada and the Chairman of Ba Ria –Vung Tau Province to make them aware of this correspondence; and THAT, subject to receipt of a favourable reply, Administration develop, for Council's consideration, a framework for such an agreement.		ACTION: Mayor's Office	DUE: April 30, 2019
6 L. Delainey	Notice of Motion At the April 30, 2019 Council meeting, I will move the following: THAT Council review Procurement Policy SER-014-001 at the May 14, 2019 Priorities Committee meeting to clarify its governance oversight powers and responsibilities regarding County procurement procedures as defined in the Municipal Government Act.		ACTION: Office of the Elected Officials	DUE: April 30, 2019

4 B. Tonita	Information Request	Funding of Arts Initiatives Please provide information on how the County funds various arts initiatives, including information on any policies, granting processes, or budgets dedicated to such projects and is there an Arts Council or other such entity in place.	ACTION: Recreation, Parks and Culture	DUE: April 19, 2019
5 P. Smith	Information Request	Water Reservoir - HWY 15 Please provide information on any plans for a water reservoir along Highway 15 to service the Heartland Area utilizing the Batiuk Water Commission, which includes Strathcona County, line? If plans are in place, please also comment on what are the triggers to such development and what is the expected cost.	ACTION: Infrastructure and Planning Services	DUE: April 19, 2019
5 P. Smith	Information Request	MGA Changes regarding the Provincial Ombudsman - Impacts Please provide information on the Modernized Municipal Government Act changes related to the provincial ombudsman and explain what powers that office has to investigate decisions and actions of a municipality. Please brief Council on the new powers and expected impacts to County governance as well as impacts and opportunities for residents.	ACTION: Legislative and Legal Services	DUE: April 19, 2019

B. Botterill left the meeting at 4:50 pm.

10. PUBLIC HEARING

10.1 Bylaw 9-2019 map amendment to Land Use Bylaw 6-2015 (Ward 4)

The Mayor convened the Public Hearing for Bylaw 9-2019 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.

There were no speakers.

The Mayor closed the Public Hearing for Bylaw 9-2019 at 5:09 p.m.

Administration answered Council's questions.

2019/ 87

Moved by: B. Tonita

THAT Bylaw 9-2019, a bylaw that proposes to rezone approximately 5.90 hectares (14.58 acres) of land in the NE 12-53-23-W4 from AD - Agriculture: Future Development to R1C - Single Detached Residential C, R2A - Semi-Detached Residential, R3 - Low to Medium Density Multiple Residential and PU - Public Utilities, be given first reading.

In Favour (7): R. Frank, R. Parks, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer
Carried

2019/ 88

Moved by: G. Lawrence

THAT Bylaw 9-2019, be given second reading.

In Favour (7): R. Frank, R. Parks, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer
Carried

11.1 Councillor Request Report

2019/ 89

Moved by: R. Parks

THAT the rules of procedure be suspended pursuant to section 8.13 of the Meeting Procedures Bylaw to allow Councillor Lawrence to present a motion without notice related to the Mayor sending a letter of support on behalf of Council for the canola industry.

In Favour (7): R. Frank, R. Parks, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer
Carried

2019/ 90

Moved by: G. Lawrence

THAT the Mayor, on behalf of Council, send a letter of support to the provincial and federal government for Canada's canola industry.

In Favour (7): R. Frank, R. Parks, B. Tonita, P. Smith, L. Delainey, G. Lawrence, and K. Berghofer
Carried

12. ADJOURNMENT

Mayor Frank declared the meeting adjourned at 5:13 p.m.

Mayor

Director, Legislative & Legal Services