

COUNCIL MEETING MINUTES

November 30, 2021
10:30 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*)
Lorne Harvey, Ward 3
Bill Tonita, Ward 4
Aaron Nelson, Ward 5
Corey-Ann Hartwick, Ward 6 (*attended via teleconference*)
Glen Lawrence, Ward 7
Katie Berghofer, Ward 8 (*attended via teleconference*)

Administration Present: Darrell Reid, Chief Commissioner
Jennifer Cannon, Chief Financial Officer
Gord Johnston, Assoc. Commissioner, Community Services
Jason Chance, Assoc. Commissioner, Corporate Services
Stacy Fedechko, Assoc. Commissioner, Infrastructure and Planning Services
Mavis Nathoo, Director, Legislative and Legal Services
Sara McKerry, Manager, Governance Services
Susanne Semchuk, Legislative Officer
Amanda Vierboom, 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/ 346

Moved by: R. Parks

THAT the agenda for the November 30, 2021 Council meeting be adopted with the following changes:

- Item 3.2 Stormwater Management Facilities Winter Recreation Activities - Liability Considerations - add enclosure 1;
- Item 3.4 Update on Temporary Mandatory Face Coverings Bylaw 53-2021 - add enclosure 1;
- Item 9.2 COVID-19 Status Update for November 30, 2021 - add enclosure 1;
- Add new item 3.5 Edmonton Metropolitan Region Board Chair Discussion to the Closed Session; and
- Add new item 3.6– Procurement Update to the Closed Session.

In Favour (9): R. Frank, R. Parks, D. Anderson, L. Harvey, B. Tonita, A. Nelson, C. Hartwick, G. Lawrence, and K. Berghofer

Carried

3. CLOSED SESSION

2021/ 347

Moved by: L. Harvey

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, 27 and 29 at 10:33 a.m.

In Favour (9): R. Frank, R. Parks, D. Anderson, L. Harvey, B. Tonita, A. Nelson, C. Hartwick, G. Lawrence, and K. Berghofer

Carried

3.1 Chief Commissioner - Introduction of Topics

3.2 Stormwater Management Facilities Winter Recreation Activities – Liability Considerations FOIP Section 27, legal privilege

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Jennifer Cannon	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Jason Chance	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk/ Presenter
Sara McKerry	Meeting Support
Danielle Wilson	Legal Advice / Presenter
Cheryl Oxford	Necessary to perform role
Suzanne Lobb	To answer questions
Jason Casault	To answer questions
Amanda Russell	To answer questions
Jeff Hutton	To answer questions
Tom Sutton	To answer questions
Mike Burdinsky	To answer questions

- 3.3 Public Member Appointments and Recommendations to Boards and Committees – Fall 2021
FOIP Section 17, harmful to personal privacy
FOIP Section 29, information available or to be available to the public

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Jennifer Cannon	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Jason Chance	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Councillor Tonita	Presenter
Sara McKerry	Meeting Support
Lana Dyrland	To answer questions

- 3.4 Update on Temporary Mandatory Face Coverings Bylaw 53-2021
FOIP Section 21, harmful to intergovernmental relations
FOIP Section 24, advice from officials

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Jennifer Cannon	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Jason Chance	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk/ Presenter
Sara McKerry	Meeting Support
Cheryl Oxford	Necessary to perform role
Gordon George	To answer questions

- 3.5 Edmonton Metropolitan Region Board Chair Discussion
FOIP Section 21, harmful to intergovernmental relations

Darrell Reid	Strategic Leader of the Organization
Jennifer Cannon	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Jason Chance	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Mayor Frank	Presenter
Sara McKerry	Meeting Support
Robert Stephenson	To answer questions
Nancy Lyzaniwski	To answer questions

3.6 Procurement Update
FOIP Section 24, advice from officials

Name	Reason/ Purpose
Darrell Reid	Strategic Leader of the Organization
Jennifer Cannon	Strategic Leader of the Organization
Gord Johnston	Strategic Leader of the Organization
Jason Chance	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk/ Presenter
Sara McKerry	Meeting Support

2021/ 348

Moved by: R. Parks

THAT Council revert to open session at 12:35 p.m. and recess until 2:00 p.m.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

Mayor Frank reconvened the meeting at 2:00 p.m. with all members of Council present, with the exception of Councillor Berghofer.

4. PROTOCOL ITEMS

4.1 Territorial Acknowledgement

The Mayor re-convened the Council meeting with an acknowledgement that Strathcona County is located on Treaty Six Territory and the homeland of the Métis Nation of Alberta, Region Two and Four. Strathcona County honours the First Peoples of this land. We recognize that we stand upon land that carries the footsteps of Cree, Métis, and Blackfoot amongst many other Nations, who have been here for thousands of years. Therefore, Strathcona County has an inherent responsibility to foster healthier relationships with First Peoples and further the Calls to Action as outlined by the Truth and Reconciliation Commission.

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

2021/ 349

Moved by: R. Parks

THAT Council approve the following agenda items without debate:

7.1

Confirmation of Minutes from Recent Meetings

THAT the October 26, 2021 Council Organizational Meeting minutes, and the November 2, 2021 Council Meeting minutes be approved.

8.6

Status of Report – Municipal Land Framework – Strategic Disposition and Acquisition Report

THAT the Municipal Land Framework - Strategic Disposition and Acquisition Report be brought back to Council in Quarter 1, 2022.

ACTION: Planning and Development Services

DUE: Q1 2022

11.2

Expenditure of Council Priority Funds - Strathcona U13AA Hockey Team 2021 Council Priority Fund Application

THAT an expenditure of \$5,000.00 from Council Priority Funds as follows:

Mayor Rod Frank	\$1,000.00
Councillor Dave Anderson	\$500.00
Councillor Lorne Harvey	\$1,000.00
Councillor Bill Tonita	\$500.00
Councillor Aaron Nelson	\$500.00
Councillor Corey-Ann Hartwick	\$500.00
Councillor Katie Berghofer	\$1,000.00

for the purpose of providing funds to the Strathcona U13AA Hockey Team for costs associated with attending the International PeeWee Hockey Tournament, be approved.

11.3

Expenditure of Council Priority Funds - Summit Pointe Social Committee 2021 Priority Fund Application

THAT an expenditure of \$1,216.75 from Council Priority Funds as follows:

Councillor Robert Parks	\$200.00
Councillor Dave Anderson	\$616.75
Councillor Lorne Harvey	\$200.00
Councillor Katie Berghofer	\$200.00

for the purpose of providing funds to the Summit Pointe Social Committee c/o Peggy Routhier for costs associated with wind screens and a patio heater for the residential complex, be approved.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, L. Harvey, and A. Nelson

Carried

8. COUNCIL PRIORITIES

8.1 Motion following Notice of Motion – Watering Days Report

2021/ 350

Moved by: D. Anderson

THAT Administration prepare a report by the end of the first quarter of 2022 on the possibility of instituting a program for allocating odd or even watering days for properties based upon addressing, to be applicable during the summer months May through September; such program not to apply to hand watering.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, L. Harvey, and A. Nelson

Carried

ACTION: Legislative and Legal Services and Utilities

DUE: Q1 2022

8.2 Motion following Notice of Motion – Arterial Road Tree and Vegetation Plan

2021/ 351

Moved by: R. Parks and L. Harvey

THAT Administration provide a report by the end of Q1 2022 with information on the feasibility and implications of creation of an arterial road tree and vegetation plan.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, L. Harvey, and A. Nelson

Carried

ACTION: Transportation Planning and Engineering

DUE: Q1 2022

8.3 Motion following Notice of Motion – Procurement for Strategic Advisor

2021/ 352

Moved by: R. Parks

THAT Administration proceed to post a Notice of Intent on the Alberta Purchasing Connection for a Single Source for the Strategic Advisor to the Mayor, and return to Council if objections are received; and

THAT if no objections are received, Administration prepare a Strategic Advisor contract for services with the current contractor, on the same or similar terms and conditions as the existing contract dated April 1, 2018, with the new term to commence January 30, 2022 and to end October 28, 2025, with the source of funds to be the Mayor's Office Budget.

In Favour (8): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, L. Harvey, and A. Nelson

Carried

8.4 Public Member Appointments and Recommendations to Boards and Committees – Fall 2021

Councillor Berghofer rejoined the meeting at 2:17 pm.

2021/ 353

Moved by: B. Tonita

THAT enclosure 1 to the November 30, 2021 Governance Advisory Committee report, Public Member Appointments and Recommendations to Boards and Committees – Fall 2021, remain private pursuant to sections 17 and 29 of the *Freedom of Information and Protection of Privacy Act* until approved by Council; and

THAT the appointments and terms, as set out in enclosure 1 to the November 30, 2021 Governance Advisory Committee Report, Public Member Appointments and Recommendations to Boards and Committees – 2021 Fall, be approved.

THAT enclosure 2 to the November 30, 2021 Governance Advisory Committee Report, Public Member Appointments and Recommendations to Boards and Committees – 2021 Fall, remain private pursuant to section 17 of the *Freedom of Information and Protection of Privacy Act*; and

THAT the recommendations for appointments to the Strathcona Youth Justice Committee, as set out in enclosure 2 to the November 30, 2021, Governance Advisory Committee Report, Public Member Appointments and Recommendations to Boards and Committees – 2021 Fall, be approved and forwarded to the Strathcona Youth Justice Committee.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

8.5 Stormwater Management Facilities Winter Recreation Activities

2021/ 354

Moved by: L. Harvey

THAT Administration undertake an additional communications campaign, including additional signage, to educate the community on the dangers of using stormwater management facilities for winter recreation and to provide information on safe winter activities that are available, the campaign to be funded within existing budgets; and

THAT Administration provide a report to Priorities Committee with the results of the education campaign by the end of the second quarter of 2022.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

**ACTION: Recreation, Parks and Culture,
Communications, and Utilities**

DUE: Q2 2022

9. REQUESTS FOR DECISION

9.2 COVID-19 Status Update for November 30, 2021

2021/ 355

Moved by: K. Berghofer

THAT Administration prepare a bylaw to amend Bylaw 53-2021 Temporary Mandatory Face Coverings Bylaw to extend the repeal date to July 31, 2022.

In Favour (7): R. Frank, D. Anderson, B. Tonita, C. Hartwick, K. Berghofer, L. Harvey, and A. Nelson

Opposed (2): R. Parks, and G. Lawrence

Carried

ACTION: Legislative and Legal Services

DUE: Immediately

9.1 Strathcona County 2021 Audit Plan for the Year Ending December 31, 2021

Council received a presentation on the 2021 Audit Plan for the Year Ending December 31, 2021.

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

11.1 Councillor Request Report

Ward	Category	Request	Department	Due Date
1 R. Parks NM-020	Notice of Motion Councillor Parks SERVED the following Notice of Motion to be presented for debate and vote at the December 7, 2021 Council Meeting: THAT the June 15, 2021 motion Council Priority Funding Extension – Winder Inclusive Community Services, be amended by deleting the words "2021 Inclusive Virtual Events" and replacing them with "2022 Inclusive Virtual Events" so that the motion will read: As Amended: THAT, despite the provisions of section 12 of Policy GOV-001-032 Council Priority Fund Expenditures, an expenditure of \$6,852.00 from Council Priority Funds as approved by Council motion on December 10, 2019 be approved for use by the Winder Inclusive Communities Service for their 2022 Inclusive Virtual Events and Community Scavenger Hunt.		ACTION: Office of the Elected Officials	DUE: December 2, 2021
3 L. Harvey NM-021	Notice of Motion Councillor Harvey SERVED the following Notice of Motion to be presented for debate and vote at the December 7, 2021 Council Meeting: THAT Administration prepare a draft replacement bylaw for Bylaw 36-2013 - Sidewalk Clearing Bylaw, and a report with cost implications and a review of sidewalk clearing timelines from comparable regional municipalities, to implement the following requirements: <ul style="list-style-type: none">• owners to clear sidewalks within 48 hours;• the County to clear Priority 1 (Centre in the Park and Bethel Transit Centre) and Priority 2 (Adjacent to school zones and major County facilities) sidewalks and trails within 48 hours; and• the County to clear Priority 3 (Along major arterial roadways, collector roadways and trail linkages within residential areas and rural hamlets) and Priority 4 (paths within neighbourhoods that interconnect residential streets) sidewalks and trails within 96 hours.		ACTION: Office of the Elected Officials	DUE: December 2, 2021

4 B. Tonita NM-022	Notice of Motion Councillor Tonita SERVED the following Notice of Motion to be presented for debate and vote at the December 7, 2021 Council Meeting: THAT Administration prepare a report, for Council's consideration by the end of Q1 2022, with options for a program or method to recognize "Everyday Heroes," individuals from our community who have undertaken acts of heroism or have helped others through very challenging times.	ACTION: Office of the Elected Officials	DUE: December 2, 2021
Mayor R. Frank NM-023	Notice of Motion Mayor Frank SERVED the following Notice of Motion to be presented for debate and vote at the December 7, 2021 Council Meeting: THAT Administration provide a report by the end of Q1 2022 outlining options to increase childcare access in Strathcona County, including consideration of opportunities for: <ul style="list-style-type: none"> • attracting new private or government-run programs, • making space available in County-owned facilities, • partnering with provincial and federal programs, and • reviewing the Land Use Bylaw to consider expanding zoning opportunities, to ensure access to \$10-a-day childcare in Strathcona County under the agreement between the Governments of Canada and Alberta.	ACTION: Office of the Mayor	DUE: December 2, 2021

10. PUBLIC HEARINGS [5:00 p.m.]

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

10.1 Bylaw 55-2021 map amendment to Land Use Bylaw 6-2015 (Ward 6)

The Mayor convened the Public Hearing for Bylaw 55-2021 at 5:01 p.m.

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

There were no registered speakers.

The Mayor closed the Public Hearing for Bylaw 55-2021 at 5:08 p.m.

2021/ 356

Moved by: B. Tonita

THAT Bylaw 55-2021, a bylaw that amends Land Use Bylaw 6-2015 by rezoning approximately 32.2 hectares (79.6 acres) within Lot 2, Block 1, Plan 0526150 and Pt. of NE 22-51-23-W4 from AG - Agriculture: General to RA - Rural Residential/Agriculture, be given first reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

2021/ 357

Moved by: R. Parks

THAT Bylaw 55-2021 be given second reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

2021/ 358

Moved by: R. Parks

THAT Bylaw 55-2021 be considered for third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

2021/ 359

Moved by: G. Lawrence

THAT Bylaw 55-2021 be given third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

10.2 Bylaw 56-2021 map amendment to Land Use Bylaw 6-2015 (Ward 5)

The Mayor convened the Public Hearing for Bylaw 56-2021 at 5:12 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 56-2021 at 5:14 p.m.

2021/ 360

Moved by: B. Tonita

THAT Bylaw 56-2021, a bylaw that amends Land Use Bylaw 6-2015 by rezoning approximately 7.14 hectares (17.66 acres) within Pt. of SW 11-53-22-W4 from PR - Recreation to RE - Estate Residential District; R1A - Single Detached Residential A; PC - Conservation and PU - Public Utilities, be given first reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

2021/ 361

Moved by: R. Parks

THAT Bylaw 56-2021 be given second reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

2021/ 362

Moved by: G. Lawrence

THAT Bylaw 56-2021 be considered for third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

2021/ 363

Moved by: L. Harvey

THAT Bylaw 56-2021 be given third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

10.3 Bylaw 57-2021 map amendment to Land Use Bylaw 6-2015 (Ward 5)

The Mayor convened the Public Hearing for Bylaw 57-2021 at 5:18 p.m.

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

Council heard from the following speakers:

K. Sharma	in favour
B. Friesen	in favour

The Mayor closed the Public Hearing for Bylaw 57-2021 at 5:20 p.m.

2021/ 364

Moved by: R. Parks

THAT Bylaw 57-2021, a bylaw that amends Land Use Bylaw 6-2015 by rezoning approximately 2.71 hectares (6.69 acres) within Lot D, Plan 7820695 (Pt. of SW 115322W4) from AD – Agriculture: Future Development to C1 - Community Commercial and PC – Conservation, be given first reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

2021/ 365

Moved by: B. Tonita

THAT Bylaw 57-2021 be given second reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

2021/ 366

Moved by: G. Lawrence

THAT Bylaw 57-2021 be considered for third reading.

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

2021/ 367

Moved by: L. Harvey

THAT Bylaw 57-2021 be given third reading

In Favour (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Carried

10. PUBLIC HEARING [7:00 p.m.]

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

10.4 Repealing the Casino Bylaw – Non-Statutory Public Hearing

The Mayor convened the Public Hearing at 7:00 p.m.

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

Council heard from the following speakers:

B. Weller	opposed
P. Wall	opposed
G. Sheard	opposed
S. Varga	in favour
J. Pechet	in favour
L. Delainey	opposed
E. Finna	opposed
B. Dijkema	opposed
B. Beleackley	in favour
R. Charest	opposed
D. Sedens	opposed
L. Kelly	opposed
G. Coleman	opposed

The Mayor closed the Public Hearing at 9:22 p.m.

Administration answered subsequent questions from Council.

2021/ 368

Moved by: R. Parks

THAT Bylaw 58-2021, Casino Bylaw Repealing Bylaw, be given first reading.

2021/ 369

Referral Motion Moved by: R. Frank

THAT the motion on the floor be referred to Administration to prepare a report for consideration by the end of Q2 of 2022, with information regarding the "pros and cons" of casinos from the economic, social and community perspectives to provide Council with evidence to support a decision on the Casino Bylaw, and that \$50,000 be allocated from Municipal Reserves to fund any required consultancy.

In Favour (3): R. Frank, B. Tonita, and K. Berghofer

Opposed (6): R. Parks, D. Anderson, C. Hartwick, G. Lawrence, L. Harvey, and A. Nelson

Defeated

2021/ 368

Moved by: R. Parks

THAT Bylaw 58-2021, Casino Bylaw Repealing Bylaw, be given first reading.

Opposed (9): R. Frank, R. Parks, D. Anderson, B. Tonita, C. Hartwick, G. Lawrence, K. Berghofer, L. Harvey, and A. Nelson

Defeated

12. ADJOURNMENT

Mayor Frank declared the meeting adjourned at 10:00 p.m.

Mayor

Director, Legislative & Legal Services