

## **COUNCIL MEETING MINUTES**

July 7, 2020  
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 for items 1-8.5*)  
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: Kevin Glebe, Interim Chief Commissioner  
Laura Probst, Acting Chief Financial Officer  
Bree Claude, Acting Assoc. Commissioner, Community Services  
Lori Cooper, Assoc. Commissioner, Corporate Services  
Stacy Fedechko, Acting Assoc. Commissioner, Infrastructure and Planning Services  
Mavis Nathoo, Director, Legislative and Legal Services  
Joanne Onciul, Legislative Officer

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### **1. CALL TO ORDER**

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

### **2. CHANGES TO AGENDA & ADOPTION OF AGENDA**

**2020/ 251**

**Moved by:** G. Lawrence

THAT the agenda for the July 7, 2020 Council meeting be adopted with the following changes:

- Add item 3.5 Proposed Amendment to the Fees and Charges Bylaw 37-2019, to the Closed Session;
- Add item 8.5 Communication on Development of a Canadian Hydrocarbon Strategy, and that the motion for this item be added to the Consent Agenda.

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/ 252**

**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 21, 24 and 27 at 9:02 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 Litigation Update – Continued

FOIP Section 24, advice from officials

FOIP Section 27, legal privilege

<b>Name</b>	<b>Reason/ Purpose</b>
Kevin Glebe	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Bree Claude	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk/ Presenter

#### 3.3 Intermunicipal Relations Committee (IMRC) Update (32)

FOIP Section 21, harmful to intergovernmental relations

FOIP Section 24, advice from officials

<b>Name</b>	<b>Reason/ Purpose</b>
Kevin Glebe	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Bree Claude	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk
Jackie Porayko	Presenter
Nancy Lyzaniwski	To answer questions
Don Legge	To answer questions

3.4 Hillshire Area Structure Plan Update  
FOIP Section 24, advice from officials

<b>Name</b>	<b>Reason/ Purpose</b>
Kevin Glebe	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Bree Claude	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization/ Presenter
Mavis Nathoo	Legislative Advice/ Clerk

3.5 Proposed Amendment to the Fees and Charges Bylaw 37-2019  
FOIP Section 27, legal privilege

<b>Name</b>	<b>Reason/ Purpose</b>
Kevin Glebe	Strategic Leader of the Organization
Lori Cooper	Strategic Leader of the Organization
Bree Claude	Strategic Leader of the Organization
Laura Probst	Strategic Leader of the Organization
Stacy Fedechko	Strategic Leader of the Organization
Mavis Nathoo	Legislative Advice/ Clerk/ Presenter
Russ Pawlyk	To answer questions
Carmen Anton	To answer questions
Sue Hutton	To answer questions
Sherri-Dawn Annett	Necessary to perform role

**2020/ 253**

**Moved by:** R. Parks

THAT Council revert to Open Session at 10:34 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. Delaine, 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

National Drowning Prevention Week – July 19 – 25, 2020

## **5. MOTIONS ARISING OUT OF CLOSED SESSION**

3.5 Proposed Amendment to the Fees and Charges Bylaw 37-2019

*Councillor Botterill left the meeting at 2:04 p.m.*

### **2020/ 254**

**Moved by:** R. Parks

THAT Bylaw 42-2020 amendment to the Fees and Charges Bylaw 37-2019, be given first reading.

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

**Carried**

### **2020/ 255**

**Moved by:** G. Lawrence

THAT Bylaw 42-2020 be given second reading.

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

**Carried**

### **2020/ 256**

**Moved by:** P. Smith

THAT Bylaw 42-2020 be considered for third reading.

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

**Carried**

*Councillor Botterill returned to the meeting at 2:06 p.m.*

### **2020/ 257**

**Moved by:** B. Tonita

THAT Bylaw 42-2020 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**

## **6. CONSENT AGENDA**

**2020/ 258**

**Moved by:** G. Lawrence

THAT Council approve the following agenda items without debate:

### **7.1**

#### **June 23, 2020 Council Meeting**

THAT the June 23, 2020 Council Meeting minutes be approved.

### **8.5**

#### **Communication on Development of a Canadian Hydrocarbon Strategy**

THAT the Mayor, on behalf of Council, communicate with the appropriate federal and provincial government ministers to indicate Strathcona County's support for development of a Canadian Hydrogen Strategy.

**ACTION: Office of the Mayor**  
**DUE: Immediate**

### **9.5**

#### **Bylaw 4-2019 map amendment to Land Use Bylaw 6-2015 (Ward 6)**

THAT Bylaw 4-2019, a bylaw that proposes to rezone approximately 60.7 hectares (150.0 acres) in the SE 18-51-22-W4 from AG - Agriculture: General to RA - Rural Residential/Agriculture, be given third reading.

### **9.6**

#### **Bylaw 22-2020 map amendment to Land Use Bylaw 6-2015 (Ward 5)**

THAT Bylaw 22-2020, a bylaw that proposes to rezone approximately 1.44 hectares (3.56 acres) in the NW 2-53-22-W4 from AD – Agriculture: Future Development to R1B Single Detached Residential B, R1C Single Detached Residential C and R2A Semi-Detached Residential be given third reading.

### **10.2**

#### **Expenditure of Council Priority Funds**

THAT an expenditure of \$7,373.00 from Council Priority Funds as follows:

Mayor Rod Frank	\$1,100.00
Councillor Robert Parks	\$ 800.00
Councillor Paul Smith	\$1,486.50
Councillor Linton Delainey	\$1,486.50
Councillor Glen Lawrence	\$1,500.00
Councillor Katie Berghofer	\$1,000.00

for the purpose of providing funds to the Ardrossan Recreation & Agricultural Society for costs associated with the 2020 Country Convoy, 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. COUNCIL PRIORITIES**

### **8.1 Deferral of the Multi-Purpose Agricultural Facility**

**2020/ 259**

**Moved by:** R. Frank

THAT any further work on the Multi-Purpose Agricultural Facility be suspended and deferred for a period of 6 months, with the exception of the completion of any ongoing contracts for design work; and that the matter be brought back to Council for further consideration.

In Favour (4): R. Frank, R. Parks, D. Anderson, and G. Lawrence

Opposed (5): B. Botterill, B. Tonita, P. Smith, L. Delainey, and K. Berghofer

**Defeated**

### **8.2 Motion following Notice of Motion – Regulating Excessive Vehicle Noise**

**2020/ 260**

**Moved by:** G. Lawrence

THAT by the end of Q3 2020, Administration provide a report on options for regulating excessive vehicle noise, and that the report include examples of approaches taken by other municipalities as well as information on the feasibility of the approach.

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

**Carried**

**ACTION: RCMP and Enforcement Services/Legislative and Legal Services**  
**DUE: Q3 2020**

### **8.3 Motion following Notice of Motion – Prohibition on Displaying Symbols of Hate or Racism**

**2020/ 261**

**Moved by:** R. Parks and D. Anderson

THAT Administration include consideration of adding a prohibition on displaying symbols of hate or racism as part of the proposed Community Standards Bylaw Report due to Council in Q3 of 2020; and provide any other policy recommendations that would align with Strathcona County's commitment to the Coalition of Inclusive Municipalities and in the spirit and intent of the recently passed Diversity and Inclusion Policies.

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: Q3 2020**

- 8.4 Motion following Notice of Motion – Repeal Bylaw 62-2005 – Strathcona County Curfew Bylaw

**2020/ 262**

**Moved by:** B. Botterill

THAT Administration prepare a bylaw to repeal Bylaw 62-2005 “Strathcona County Curfew Bylaw”.

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: Immediate**

*Councillor Anderson left the meeting at 5:16 p.m.*

## **9. REQUESTS FOR DECISION**

- 9.1 Strategic Energy Management Plan, Municipal Energy Manager Update

**2020/ 263**

**Moved by:** G. Lawrence

THAT a Green House Gas (GHG) target of achieving a 15% decrease from 2018 levels by 2030 for municipal buildings be approved.

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

**Carried**

- 9.2 2020 Capital Budget Amendment – Festival Place Equipment Replacement

**2020/ 264**

**Moved by:** P. Smith

THAT an amendment to the 2020 Approved Operating Budget to reallocate \$188,400 from the Facility Lifecycle Operating Program to Municipal Reserve be approved; and

THAT an amendment to increase the 2020 Annual Facility Lifecycle Capital Budget in the amount of \$363,595 (from \$2,610,000 to \$2,973,595), to be funded \$175,195 from the Canadian Heritage Federal Grant and \$188,400 from Municipal Reserves, for the Festival Place Equipment Replacement project, be approved.

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

**Carried**

9.3 2020 Capital Budget Amendment – Heartland Roads Rehabilitation

**2020/ 265**

**Moved by:** P. Smith

THAT an amendment to increase the 2020 Capital Budget to rehabilitate gravel roadways in the Heartland area in the amount of \$525,000, to be funded from Municipal reserves, be approved.

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

**Carried**

9.4 Disposal of Assets Policy Exception Request

**2020/ 266**

**Moved by:** R. Parks

THAT, despite the provisions of Policy SER-014-006, the sale of the 1955 Chev 1643 tanker to the International Association of Fire Fighters (IAFF) for \$1 (one dollar), be approved.

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

**Carried**

9.7 Additional Council Meeting and Change in Start Time for Priorities Committee Meeting

**2020/ 267**

**Moved by:** P. Smith

THAT a Council meeting be scheduled with a start time of 9:00 a.m. on July 14, 2020 for the purpose of considering the COVID-19 Recovery Task Forces' workplans and other matters;

THAT the July 14, 2020 Priorities Committee meeting start time be changed from 9:00 a.m. to 1:00 p.m.;

THAT the July 21, 2020 Priorities Committee meeting be cancelled, and that the July 21, 2020 Council meeting start time be changed to 9:00 a.m.; and

THAT Administration provide notice of the meeting changes to Council and the public.

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

**Carried**



## 10. COUNCILLOR REQUESTS (INFORMATION REQUESTS AND NOTICES OF MOTION)

### 10.1 Councillor Request Report

Ward	Category	Request	Department	Due Date
Ward 6 L. Delainey 2020-NM-013	<b>Notice of Motion – Keystone Ridge Drainage</b> Councillor Delainey SERVED the following Notice of Motion to be presented for debate and vote at the July 21, 2020 Council Meeting: THAT Administration prepare a report, for Council's consideration at the September 8, 2020 Council meeting, 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 a temporary diversion solution on the necessary private property immediately while the long-term solution is developed.		<b>ACTION:</b> Office of the Mayor	<b>DUE:</b> July 14, 2020
Ward 6 L. Delainey 15-2020	<b>Information Request</b>	<b>List of RFPs and MOUs Related to Cambrian and Bremner</b> Please provide on or before July 13, 2020, a list of links to Requests for Proposals (RFP's) and a list of any Memorandums of Understanding (MOU's) issued since January 1, 2017, or being considered at this time, related to the Cambrian and Bremner Urban Services Area by: <ul style="list-style-type: none"> <li>• Transportation Planning and Engineering,</li> <li>• Utilities</li> <li>• Planning and Development Services</li> <li>• Transportation and Agriculture Services</li> </ul>	<b>ACTION:</b> Transportation Planning and Engineering/ Utilities/ Planning and Development Services/ Transportation and Agriculture Services	<b>DUE:</b> July 13, 2020
Ward 6 L. Delainey 16-2020	<b>Information Request</b>	<b>Capital Region Northeast Water Services Commission</b> Please provide any information that Administration has available to clarify whether the Capital Region Northeast Water Services Commission: <ul style="list-style-type: none"> <li>• has been, and is currently, charging Strathcona County customers extra on their utility bills, to pay for a potential potable water line to serve the future Cambrian and Bremner Urban Services Area; and</li> <li>• if this is the case, how much has been collected to date from Strathcona County utility customers and how long will this charge continue?</li> </ul>	<b>ACTION:</b> Utilities	<b>DUE:</b> July 21, 2020

Ward 6 L. Delainey 2020-NM-014	<b>Notice of Motion – Proposed Amendments to Councillor Code of Conduct Bylaw 27-2018</b> Councillor Delainey SERVED the following Notice of Motion to be presented for debate and vote at the July 21, 2020 Council Meeting: THAT the 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 in the May 15, 2018 Legislative and Legal Services report to the Priorities Committee regarding two specific aspects of the formal complaint process in the bylaw as approved by Council on June 19, 2017: 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”		<b>ACTION:</b> Office of the Mayor	<b>DUE:</b> July 14, 2020

## 11. ADJOURNMENT

Mayor Frank declared the meeting adjourned at 6:14 p.m.

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Mayor

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Director, Legislative & Legal Services