

# **Town of Drumheller**

## **COUNCIL MEETING**

### **MINUTES**



**March 5, 2007** 4:30 PM Council Chambers, Town Hall  
703 - 2nd Ave. West, Drumheller, Alberta

#### **PRESENT:**

**MAYOR:**

Bryce Nimmo

#### **COUNCIL:**

Karen Bertamini

Don Cunningham

Karen MacKinnon

Sharel Shoff

John Sparling

Terry Yemen

#### **CHIEF ADMINISTRATIVE OFFICER/ENGINEER:**

Ray Romanetz

#### **DIRECTOR OF INFRASTRUCTURE SERVICES:**

Wes Yeoman

#### **DIRECTOR OF CORPORATE SERVICES:**

Michael Minchin

#### **DIRECTOR OF COMMUNITY SERVICES:**

Scott Blevins

#### **RECORDING SECRETARY:**

Linda Handy

### **1.0 CALL TO ORDER**

### **2.0 MAYOR'S OPENING REMARKS**

2.1 Mayor Bryce Nimmo presented a letter from Hon. Ed Stelmach, Premier of Alberta in response to the Town of Drumheller's and Kneehill Regional Water Services Commission's request for a meeting regarding the Water Licence Application for the Balzac Commercial Development. In his letter, Premier Stelmach stated that the application for the Municipal District of Rocky View will follow due process, as identified under the Water Act. He further stated that he can not interfere with this, or any of the applications received under the current water management policy. Premier Stelmach advised "*Alberta Environment Minister Rob Renner has asked the Alberta Water Council to provide advise on the issue of moving water between sub-basins and any changes that might be needed to the current*

*policy. We are prepared to make the recommended changes to ensure our process for managing Alberta's water resources is efficient well into the future."*

2.2 Mayor Bryce Nimmo presented a letter from Hon. Dave Hancock, Q.C., Alberta Health and Wellness advising that the West Nile Virus Targeted Mosquito Control Grant Program will be discontinued in 2007.

2.3 Mayor Bryce Nimmo presented a letter from Hon. Ray Danyluk, Minister of Municipal Affairs and Housing in response to former Acting Mayor Karen MacKinnon's letter regarding concerns raised by the former Minister of Municipal Affairs Hon. Rob Renner about the process followed in the approval of a residential subdivision in Nacmine. In his letter, Hon. Danyluk stated that he is pleased that the Town has reviewed its subdivision referral and approval process.

2.4 Mayor Bryce Nimmo presented a letter from Hon. Luke Ouellette, Minister of Infrastructure and Transportation and Hon. Ray Danyluk, Minister of Municipal Affairs and Housing advising that a grant payment in the amount of \$1,478,575 under the Alberta Municipal Infrastructure Program (AMIP) has been forwarded to the Town. The Drumheller's Transportation Traffic Study has been approved as an eligible project under this program.

### **3.0 PUBLIC HEARING**

### **4.0 ADOPTION OF AGENDA**

**MO2007.61** Sparling, Shoff moved the adoption of the agenda as presented.

Councillor K. MacKinnon questioned why Balzac Water Project discussion is in camera. She referred to the Freedom of Information and Protection of Privacy Act (FOIPP) Section 24.2 which states "*This section does not apply to information that (b) is a statement of the reasons for a decision that is made in the exercise of a discretionary power or an adjudicative function.*" She further stated that in her opinion Council can not go in camera to discuss the reasons for a decision or discussion on any adjudicative matter. She further stated that the public has a right to hear the information used to make a decision. She referred to Section 18.1 of the FOIPP Act which states, "*The head of a public body may refuse to disclose to an applicant information, including personal information about the applicant, if the disclosure could reasonably be expected to (a) threaten anyone else's safety or mental or physical health, or (b) interfere with public safety.*" She further stated that the only reason a Council could go in camera was to discuss the proposed acquisition of property, labour relations and collective bargaining. Mayor Bryce Nimmo stated that her comments were duly noted.

Vote on Motion: Carried.

### **5.0 MINUTES**

#### **5.1. ADOPTION OF REGULAR COUNCIL MEETING MINUTES**

##### **5.1.1 Council Regular Meeting – February 20, 2007**

**MO2007.62** Cunningham, Yemen moved the adoption of the regular meeting minutes of February 20, 2007 as presented. Carried.

## 5.2 MINUTES OF MEETINGS PRESENTED FOR INFORMATION

## 5.3 BUSINESS ARISING FROM THE MINUTES

## 6.0 DELEGATIONS

## 7.0 COMMITTEE OF THE WHOLE RECOMMENDATIONS

## 8.0 REQUEST FOR DECISION REPORTS

### 8.1 CAO

#### 8.1.1 Transportation Master Plan Update

CAO R. Romanetz provided an update on the Transportation Master Plan as follows:

- Concerns raised by the residents on the closure of the left hand turn lane off of the Gordon Taylor Bridge have been forwarded to Alberta Transportation and the consultant;
- Drawings showing various options have been prepared;
- A second meeting will be held with the residents who raised concerns at the initial meeting held on January 31<sup>st</sup>; once the date has been set, only those residents who attended the first meeting or who have since expressed concerns will be contacted by telephone.

#### 8.1.2 RFD Board Appointments

CAO R. Romanetz presented the 2007 Council Board Appointments as recommended by Mayor Bryce Nimmo as follows:

Airport Commission

John L. Sparling

Municipal Planning Commission

Karen MacKinnon

Sharel Shoff

Palliser Regional Municipal Services

Sharel Shoff

Drumheller Regional Chamber of

Development and Tourism

Terry Yemen

Drumheller & District Solid Waste

Management Association

Don Cunningham

Valley Bus Society

Karen MacKinnon

Taxi Commission

Mayor Bryce Nimmo

Karen MacKinnon

Drumheller Public Library Board

Sharel Shoff

Community Futures

John L. Sparling

Drumheller Recycling Association

Don Cunningham

| Community Advisory Committee (R.C.M.P.)  
Drumheller Agriculture & Stampede Board  
Drumheller & District Seniors Foundation  
Drumheller Housing Administration  
Ambulance  
Sub-division and Development Appeal Board

Disaster Service Committee

Communities in Bloom

Weed Committee

Assessment Review Board

Crime Stoppers  
Economic Development Task Force

Red Deer River Municipal Users Group

### **Community Facility Organization Structure**

Community Facility Steering Committee

Fund Raising Committee

Communication Committee  
Design Committee

### **Provincial Appointments**

Canadian Badlands Ltd.  
AUMA Community Infrastructure Committee

Terry Yemen  
Sharel Shoff  
Terry Yemen  
Karen Bertamini  
John L. Sparling  
Don Cunningham  
Karen Bertamini  
Mayor Bryce Nimmo  
John L. Sparling  
Terry Yemen  
Sharel Shoff  
Terry Yemen  
Karen Bertamini  
Don Cunningham  
Karen Bertamini  
Karen MacKinnon  
Don Cunningham  
Mayor Bryce Nimmo  
Mayor Bryce Nimmo  
John L. Sparling  
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Sharel Shoff  
Karen MacKinnon

Karen Bertamini  
Karen Bertamini

**MO2007.62** Sparling, Shoff that the 2007 Council Board Appointments be adopted as presented.

Mayor Bryce Nimmo questioned Councillor K. MacKinnon as to why she had not voted on any matters this evening. She stated that a Councillor could abstain from voting on any matter of Council. She further noted that she did not agree with the Board Appointments as set and that she had more to offer than representation on only two committees. She stated that she has abstained from voting because she disagrees with the matter.

Councillor Karen Bertamini advised that the Municipal Government Act states that if a Councillor does not vote on a matter at a Council meeting at which the Councillor is present, this is grounds for disqualification. She further advised that a Councillor must give reason why they abstain from voting and the reason must be one that is permitted under the Municipal Government Act. Mayor Bryce Nimmo asked Councillor Karen MacKinnon to either vote or declare her reason for abstaining on all matters of Council.

Vote on Motion: Carried.

## **8.2 Director of Infrastructure Services**

### **8.2.1 RFD Drumheller Wastewater System Approval and Storm Drainage System Registration from Alberta Environment**

W. Yeomen stated that the "draft" Wastewater Approval was presented to Council at their February 12<sup>th</sup> meeting. At this meeting the proposed changes were reviewed in detail with Council. He further advised that the final signed "Approval" document has now been received from the Designated Director under the Act. The final "Approval" is consistent with the proposed "draft" version reviewed by Council.

**MO2007.63** Shoff, Bertamini that Town Council accept the Drumheller Wastewater Approval and Storm Drainage Registration from Alberta Environment as information. Carried.

## **8.3 Director of Corporate Services**

### **8.3.1 RFD Staff Safety Awards Policy # C-06-07**

M. Minchin presented Policy C-06-07 which outlines that the Town of Drumheller shall annually recognize employees who have been accident free for an extended period of time with two types of awards: Individual Safety Award and Organizational Safety Award. He further advised that the annual general safety meeting shall be held no later than March 31<sup>st</sup> of the following year.

**MO2007.64** Cunningham, Shoff that Council approve the Safety Awards Policy #C-06-07 as presented. Carried.

## **8.4 Director of Community Services**

## **9.0 PRESENTATION OF QUARTERLY REPORTS BY ADMINISTRATION (next presentation date April 16, 2007)**

9.1 CAO

9.2 Director of Infrastructure Services

9.3 Director of Corporate Services

9.4 Director of Community Services

## **10.0 PUBLIC HEARING DECISIONS**

## **11.0 DELEGATION DECISIONS**

## **12.0 UNFINISHED BUSINESS**

## **13.0 NOTICES OF MOTIONS**

## **14.0 COUNCILLOR REPORTS**

14.1 Councillor Karen Bertamini provided an update on AUMA's Community Infrastructure Meeting held on March 1<sup>st</sup> in Edmonton. She stated that their main agenda item was to prepare a business plan and strategy – their focus will be on strategies to develop solutions to address municipal deficit, policing inequities, advocating for more effective land use planning, developing solutions for affordable housing, and lobbying for an increase to the provincial library grant funding. Other mandates include emergency services and fire, municipal sustainability, and recreational matters. She stated that a copy of AUMA's strategies will be provided to Council.

Councillor Karen Bertamini advised that Drumheller was invited to speak to the Affordable Housing Task Force on February 26<sup>th</sup> in Medicine Hall to present our views surrounding affordable housing. She further advised that a follow up letter was forwarded to Municipal Affairs and Housing with Drumheller's recommendations and it is hopeful that a positive response will result.

**15.0 IN-CAMERA MATTERS MO2007.65** Yemen, Shoff to go in camera at 5:07 PM.  
Carried.

15.1 Hi Ho Land Matter

15.2 Balzac Water Project

15.3 Proposed Land Exchange Elgin Hill

15.4 Personnel Matter

**MO2007.66** Cunningham, Shoff to revert to the regular Council meeting at 6:19 PM.  
Carried.

15.3 Proposed Land Exchange Elgin Hill

**MO2007.67** Sparling, Yeman approve the land exchange between the Town of Drumheller and James Goudy legally described as a portion of SW 11 29 20 W4M as presented.  
Carried.

There being no further business the Mayor declared the meeting adjourned at 6:25 PM.

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MAYOR

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CHIEF ADMINISTRATIVE OFFICER