

Town of Drumheller COUNCIL MEETING MINUTES

April 11, 2011 at 4:30 PM
Council Chamber, Town Hall
703-2nd Ave. West, Drumheller, Alberta



PRESENT:

MAYOR:

Terry Yemen

COUNCIL:

Andrew Berdahl

Lisa Hansen-Zacharuk

Sharel Shoff

Tom Zariski

ACTING CAO:

Michael Roy

DIRECTOR OF INFRASTRUCTURE SERVICES:

Allan Kendrick

DIRECTOR OF COMMUNITY SERVICES:

Paul Salvatore

RECORDING SECRETARY:

Linda Handy

ABSENT: Councillor Jay Garbutt
Councillor Doug Stanford
CAO Ray Romanetz

1.0 CALL TO ORDER

- 1.1 Mayor T. Yemen presented the Leaders of Tomorrow Awards to
Landon Brown - Grades 7-9
Shelby Augurt - Grades 10-12

2.0 MAYOR'S OPENING REMARK

- 2.1 **MO2011.168** Hansen-Zacharuk, Zariski moved to change Regular Council Meeting to April 26th, 2011 due to the Easter Holiday on Monday, April 25th. Carried unanimously.
- 2.2 Mayor T. Yemen proclaimed April 22, 2011 as Earth Day.
- 2.3 Mayor T. Yemen presented a report from the Badlands Community Facility Campaign Cabinet for information. He stated that the Cabinet will present an additional report to Council in camera at a later date.

2.4 RFD - Appointment of Bryce Nimmo to the Canadian Badlands Board of Directors (Member At Large)

Mayor T. Yemen advised that Bryce Nimmo has been appointed as a member at large to the Canadian Badlands Ltd. Board of Directors. This appointment would involve Bryce attending six (6) meetings at the Town's expense of \$250.00 per meeting for a total of \$1500.00

MO2011.169 Berdahl, Zariski that Council approve the expense of \$1500.00 for Bryce Nimmo to attend the Canadian Badlands Ltd. Board of Directors' meetings.

Discussion on Motion:

Councillor S. Shoff asked if mileage and hotel expense was paid by the Canadian Badlands Ltd. Acting CAO M. Roy confirmed yes however they do not pay a per diem amount. Mayor T. Yemen explained that Bryce Nimmo would be representing the Town of Drumheller. He further explained that only two elected officials from the zone are appointed and Drumheller does not have an elected official representing our community at this time. Their term of appointment is up for renewal next year and it is hopeful that an elected official from Drumheller will be appointed. The purpose of the per diem is for the compensation of lost wages. Councillor T. Zariski stated that considering that Drumheller is an integral part of the Canadian Badlands, it is important for Bryce to be an advocate for Drumheller.

Vote on Motion:

3 in favour – Zariski, Yemen, Berdahl

2 opposed - Shoff , Hansen-Zacharuk

Motion carried.

3.0 PUBLIC HEARING

4.0 ADOPTION OF AGENDA

MO2011.170 Hansen-Zacharuk, Shoff moved to adopt the agenda as presented. Carried unanimously.

5.0 MINUTES

5.1. ADOPTION OF REGULAR COUNCIL MEETING MINUTES

5.1.1 Regular Council Meeting Minutes of March 28, 2011

MO2011.171 Shoff, Hansen-Zacharuk moved to adopt the regular Council meeting Minutes of March 28, 2011 as presented. Carried unanimously.

5.2. MINUTES OF MEETING PRESENTED FOR INFORMATION

5.2.1 Municipal Planning Commission Meeting Minutes of March 10, 2011

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. ACTING CAO

8.1.1 Bylaw 04.11 - Supplementary Tax Bylaw - third reading
Acting CAO M. Roy advised that Bylaw 04.11 received first and second readings at Council's meeting of March 28th and he recommended that Council proceed to third reading.

MO2011.172 Shoff, Berdahl moved third reading of Bylaw 04.11. Carried unanimously.

8.1.2 Bylaw 05.11 - Business Tax Assessment Bylaw - third reading
M. Roy advised that the bylaw was modified a few years ago with a change to reduce the assessment percentage from 6% to 3% and to eliminate the four classifications which were no longer in existence. This is an annual bylaw which sets the assessment rate at 2% of their business tax rate.

MO2011.173 Berdahl, Hansen-Zacharuk for third reading to Bylaw 05.11.

Discussion on Motion:

Councillor S. Shoff stated that she disagrees with this tax because it is only paid by those businesses with a store front and not a home business. She felt that the bylaw discriminates against store front businesses. She stated that she is not against the business tax if it is applicable for all businesses both store front and home occupations. She requested that the matter be discussed at a Council Committee meeting to make it a fairer system. M. Roy stated that this year begins a new budget cycle and the matter can be discussed in more detail. He noted that any change would be effective for the next calendar year. Council agreed that the matter would be brought back to Council within one month.

Vote on Motion: Carried unanimously.

8.1.3 Bylaw 06.11 for the purpose of closing a portion of an unused and

undeveloped Road Allowance (applicant Sandy Brown) -- first reading
M. Roy introduced Bylaw 06.11 being a bylaw for the purpose of closing a portion of unused and undeveloped rural road allowance in the middle of Sandy Brown's property located in Cambria. He recommended that Council proceed to first reading only to allow for the public hearing to be held on April 26th, 2011.

MO2011.174 Shoff, Berdahl for first reading of Bylaw 06.11. Carried unanimously.

8.1.4 Bylaw 07.11 Business Tax Rate Bylaw

M. Roy introduced Bylaw 07.11 being a bylaw to establish the business tax rate. He stated that the bylaw is an annual requirement under Section 377(1) of the Municipal Government Act. He stated that historically the rate for business rate has been 2% and this continues to be that tradition. It was noted that there was an error with the year within the bylaw.

MO2011.175 Berdahl, Hansen-Zacharuk for first reading of Bylaw 07.11 as amended.

Discussion on Motion:

In response to questions from Council, M. Roy noted that the business tax rate has been set at 2% since the early 1990's. He further stated that there have been no comparisons with other communities with a business tax. The purpose of the bylaw is to raise the revenue for budget purposes which goes into general revenue (same as property tax revenue). Councillor S. Shoff asked that Administration provide comparisons with other communities for their discussion in one month's time.

Vote on Motion:

4 in favour – Zariski, Hansen-Zacharuk, Yemen, Berdahl

1 opposed – Shoff

Motion carried.

MO2011.176 Zariski, Hansen-Zacharuk for second reading of Bylaw 07.11.

4 in favour – Zariski, Hansen-Zacharuk, Yemen, Berdahl

1 opposed – Shoff

Motion carried.

8.1.5 RFD - Drumheller Off Road Vehicle Association Lease

M. Roy advised that the Drumheller Off Road Vehicle Association (DORVA) have requested a renewal of their land lease for a portion of the SW ¼-36-20-W4M for the purpose of holding motocross events. The former lease agreement expired in December 31, 2010. Clause 17 would allow for the Town to terminate the lease if the land is required for

municipal purposes. He further stated the DORVA must provide proof of insurance coverage. The term of the lease is from January 1 2011 – December 31, 2016.

MO2011.177 Zariski, Hansen-Zacharuk moved that Council approve the Drumheller Off Road Vehicles Association Lease for the purpose of holding motocross events for a period of five years, from January 1, 2011 – December 31, 2016 and further that DORVA provide proof of insurance.

Discussion on Motion:

In response to a question from Council, M. Roy stated that Administration is checking all the leases that may require renewal. Councillor A. Berdahl asked what steps would be taken if the land is required for another purpose. M. Roy stated that Clause 17 allows the Town to terminate the lease with three months notice if the land is required for municipal purposes.

Vote on Motion: Carried unanimously

8.1.6 Elected Officials Remuneration Task Force Report

M. Roy advised that the Elected Official Remuneration Review Task Force presented their report to Council on March 28, 2011. He asked Council to provide a recommendation on the report.

MO2011.178 Shoff, Hansen-Zacharuk that Council approve the Elected Official Remuneration Task Force Report as presented to Council on March 28, 2011.

Discussion on the Motion:

Councillor A. Berdahl asked if the motion included all five recommendations from the Task Force. Councillor S. Shoff clarified that the motion includes all five recommendations. Councillor A. Berdahl asked Council if the annual per diem should be capped at 10 days for the Mayor and 5 days for a Councillor. Mayor Yemen stated that it is reasonable for per diems to be set for budgeting purposes however if the Mayor or Councillor did not use their allotment, the per diem amount could be transferred to another Councillor. He stated that the per diems are assigned as a group and would be in balance at the end of the year. M. Roy stated that there is a mechanism for review if additional days are needed at Council's discretion. Councillor A. Berdahl stated that the cap was reasonable as long as there is an allowance in place for some flexibility. Councillor A. Berdahl stated that the recommendations as made by the Task Force are fair and reasonable in that Council's remuneration would follow the exact remuneration paid to the union members over the past two years and into the next three years. He further stated that the Mayor's increase would address a deficiency in the Mayor's salary and place our Mayor in the middle of the range for

other Mayors in comparison communities. In response to a question on the pension plan, the Mayor stated that RRSP's could be considered as opposed to pensions as there is no commitment as of yet.

Vote on Motion: Carried unanimously.

8.2. Director of Infrastructure Services

8.2.1 For Information - Solar-Powered Reservoir Mixing Units

A. Kendrick advised that the Town of Drumheller will purchase Solar-Powered Reservoir mixing units as recommended in the Stantec Consulting report presented to Council on January 24, 2011. He stated that there is a letter from the manufacturer which states that to their knowledge no competitive product and no one else who manufactures this product. He stated that the correlation to the municipal sustainability plan is that the purchase will provide chemical and energy savings which can be redirected to other priorities. It will also improve the water quality and increase flexibility to operate raw water reservoirs. He stated that the benefit will be to reduce chemical costs and improve raw water quality in the Town's raw water reservoirs. It will also reduce algae growth preventing anaerobic conditions and reducing the development of soluble manganese that has caused discoloration problems in the Town's treated water. The total purchase cost is \$232,628.00 plus GST with a delivery date of the first part of May.

8.3. Director of Corporate Services

8.4. Director of Community Services

9.0 PRESENTATION OF QUARTERLY REPORTS BY ADMINISTRATION

10.0 PUBLIC HEARING DECISIONS

11.0 UNFINISHED BUSINESS

12.0 NOTICES OF MOTIONS

13.0 COUNCILLOR REPORTS

13.1 Drumheller Heritage Inventory Steering Committee Report

Councillor T. Zariski provided an overview of the roles and responsibilities of the Heritage Inventory Steering Committee.

14.0 IN-CAMERA MATTERS

There being no further business, the Mayor declared the meeting adjourned at 5:55 PM.

Mayor

Chief Administrative Officer