

**AGENDA
CLEAR HILLS COUNTY
SPECIAL COUNCIL MEETING
FRIDAY, JUNE 24, 2016**

The special meeting of the Council for Clear Hills County will be held on Friday, June 24, 2016, in the Council Chambers of the County Office, Worsley, Alberta, at 9:00 a.m.

- 1. CALL TO ORDER**
- 2. AGENDA**
- 3. MINUTES**
 - a. Previous: Regular Council Meeting June 14, 2016 2
- 4. DELEGATION(S)**
 - a. MLA, Honorable Margaret McCuaig-Boyd, Dunvegan Central Peace-Notley –
9:15 a.m. 9
- 5. PUBLIC HEARING(S)**
- 6. TENDER OPENING-**
- 7. NEW BUSINESS**
 - a. COUNCIL
 - 1. Land Use Bylaw 10

- 12. ADJOURNMENT**

**MINUTES OF CLEAR HILLS COUNTY
REGULAR COUNCIL MEETING
COUNTY COUNCIL CHAMBERS
June 14, 2016**

PRESENT

Charlie Johnson	Councillor
Miron Croy	Councillor
Dan Fletcher	Councillor
Lee Svederus	Councillor
Peter Frixel	Councillor

ABSENT

Jason Ruecker	Deputy Reeve
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ATTENDING

Allan Rowe	Chief Administrative Officer (CAO)
Audrey Bjorklund	Community Development Manager (CDM)
Ron Jensen	Public Works Manager (PWM)
Bonnie Morgan	Executive Assistant (EA)

CALL TO ORDER

Chief Administrative Officer, Allan Rowe called the meeting to order at 9:30 a.m.

**APPOINT MEETING
CHAIR**

In the absence of Deputy Reeve Ruecker, Council must appoint a chairperson for today's meeting

C330-16(06/14/16)

RESOLUTION by Councillor Svederus to appoint Councillor Croy to Chair the Tuesday, June 14, 2016, Regular Council meeting. CARRIED.

**ACCEPTANCE OF
AGENDA**

C331-16(06/14/16)

RESOLUTION by Councillor Svederus to adopt the agenda governing June 14, 2016, Regular Council Meeting, as presented. CARRIED.

**APPROVAL OF
MINUTES**

Previous Meeting Minutes

C332-16(06/14/16)

RESOLUTION by Councillor Fletcher to adopt the minutes of May 31, 2016, Special Council Meeting, as presented. CARRIED.

**NEW BUSINESS:
COUNCIL**

Management Team Activity Report

Council reviewed the most recent Management Team Activity Report.

C333-16(06/14/16)

RESOLUTION by Councillor Frixel to accept the May 31, 2016, Management Team Activity Report, as presented. CARRIED.

MGA Review

Council is presented with the AAMDC Guide to the Modernized MGA.

TUESDAY, JUNE 14, 2016

C334-16(06/14/16)

RESOLUTION by Councillor Frixel to table the AAMDC Guide to the Modernized MGA, until later in the meeting. CARRIED.

TENDER OPENINGS:

Tender 2016-14
Side by Side and
Trailer

Council is presented with tender 2016-14 Side by Side and Utility Trailer to open and have recommendations brought back later in the meeting.

C335-16(06/14/16)

RESOLUTION by Councillor Fletcher to open tenders received for Tender 2016-14 Side by Side & Trailer, and bring back recommendations later in today's meeting. CARRIED.

Company Name	Amount
Cycle West Ltd.	UTV -\$29,958.26
Scanalta Power Sales	UTV-\$18,058.95 UTV-\$18,898.95 Trailer-2,833.95
Prairie Coast Equipment	UTV \$21,960.00 without GST

Tender 2016-15
Enclosed Cargo
Trailer

Council is presented with tender 2016-15 Enclosed Cargo Trailer to open and have recommendations brought back later in the meeting.

C336-16(06/14/16)

RESOLUTION by to Councillor Croy open tenders received for Tender 2016-15 Enclosed Cargo Trailer, and bring back recommendations later in today's meeting. CARRIED.

Company Name	Amount
Fosters Covered Wagons	\$9,865.00 + tire levi & tax
Fehr Tire	\$10,400.00

DELEGATION:

Natural Resources
Conservation Board
(NRCB)

Andy Cummings and Linda Brazelle, Natural Resources Conservation Board (NRCB), will be in attendance at 10:00 a.m. to answer Council's questions about livestock numbers and setbacks from waterways.

Councillor Croy recessed the meeting at 11:17 a.m.
Councillor Croy reconvened the meeting at 11:21 a.m.

Daishowa Marubeni
International Ltd.

Woodlands supervisors, Trina Tosh and Grant Anderson with Daishowa Marubeni International Ltd. are scheduled to attend the June 14th at 10:30 a.m. to present their 2016 General Development Plan.

C337-16(06/14/16) **RESOLUTION by Councillor Svederus to accept for information the discussion with the Andy Cummings and Linda Brazelle, Natural Resources Conservation Board (NRCB), about livestock numbers and setbacks from waterways. CARRIED.**

C338-16(06/14/16) **RESOLUTION by Councillor Fletcher to receive the delegation and presentation from Woodlands supervisors, Trina Tosh and Grant Anderson, Daishowa Marubeni International Ltd. Peace River Pulp Division for information. CARRIED.**

Councillor Croy recessed the meeting at 11:41 a.m.
 Councillor Croy reconvened the meeting at 12:07 p.m.

C339-16(06/14/16) **RESOLUTION by Councillor Fletcher to raise the AAMDC Guide to the Modernized MGA off the table. CARRIED.**

C340-16(06/14/16) **RESOLUTION by Councillor Croy to approve the attendance of all Council to attend the AAMDC MGA review meeting in St. Isadore on June 20, 2016 at the St. Isadore Community Hall from 10:00 a.m. until 3:00 p.m. CARRIED.**

C341-16(06/14/16) **RESOLUTION by Councillor Fletcher to call a Special Council Meeting for Friday, June 24, 2016, at 9:30 a.m. for a delegation with MLA, Honorable Margaret McCuaig-Boyd, Dunvegan Central Peace-Notley to discuss pertinent items as follows;**

Biomass Energy Project
Wildlife predation-process
Bill 6
Local Hospitals- (who is running)
Doctors-recruitment and retaining (hospital privileges),
natural gas and fertilizer prices
Internet/Cellular- lack of towers
Highway 64 maintenance and poor condition.
MGA Review
CARRIED.

Spring Versus
 Summer Gravel
 Haul

Council is presented with information regarding spring vs. summer gravel haul.

C342-16(06/14/16) **RESOLUTION by Councillor Fletcher to receive for information the discussion regarding spring versus summer gravel haul. CARRIED.**

Degazetting of
 Secondary Highways

Council requested information on the process of degazetting Secondary Highways in Clear Hills County.

TUESDAY, JUNE 14, 2016

C343-16(06/14/16)

RESOLUTION by Councillor Croy to receive for information the discussion regarding degazetting Secondary Highways in Clear Hills County until a future Council Meeting. CARRIED.

CORPORATE SERVICES

Accounts Payable
(June 1, 2016, to
June 14, 2016)

A list of expenditures for Clear Hills County for the period of June 1, 2016, to June 31, 2016, is provided for Council's review.

C344-16(06/14/16)

RESOLUTION by Councillor Croy that Council receives for information the Accounts Payable report for Clear Hills County for the period of June 1, 2016 to June 14, 2016 for a total of \$543,160.11 (five hundred and forty three thousand one hundred and sixty dollars and eleven cents). CARRIED.

COMMUNITY SERVICES

Continuing Education
Scholarships

Council is presented with recommendations for awarding Continuing Education Scholarships for applications received by June 1, 2016 deadline.

C345-16(06/14/16)

RESOLUTION BY Councillor Fletcher to approve a Continuing Education Scholarship of up to \$5,000.00 to Tiara Wiseman for Animal Health Technology; \$2,500 to be released on proof of acceptance into year one of Animal Health Technology Program and \$2,500 to be released on proof of acceptance into year two of Animal Health Technology Program. CARRIED.

C346-16(06/14/16)

RESOLUTION BY Councillor Fletcher to award a Continuing Education Scholarship of up to \$5,000.00 to Samantha Janzen for Bachelor of Education & Arts Program; \$2,500 to be released on proof of acceptance into year one of Bachelor of Education & Arts Program and \$2,500 to be released on proof of acceptance into year two Bachelor of Education & Arts Program. CARRIED.

C347-16(06/14/16)

RESOLUTION BY Councillor Fletcher to approve a Continuing Education Scholarship of up to \$5,000.00 to Amber Zacharias for Animal Health Technology; \$2,500 to be released on proof of acceptance into year one of Animal Health Technology Program and \$2,500 to be released on proof of acceptance into year two of Animal Health Technology Program. CARRIED.

C348-16(06/14/16)

RESOLUTION BY Councillor Fletcher to award a Continuing Education Scholarship of up to \$5,000.00 to Dana Basnett for Therapeutic Recreation – Gerontology Program; \$2,500 to be released on proof of acceptance into year one of Therapeutic Recreation – Gerontology Program and \$2,500 to be released on proof of acceptance into year two Therapeutic Recreation – Gerontology Program. CARRIED.

Tender Award
2016-14 Side by
Side and Trailer

Tender 2016-14 Side by Side and Utility Trailer will be at 9:45 at today's meeting and results analyzed and brought back later in today's meeting.

C349-16(06/14/16)

RESOLUTION by Councillor Svederus to award Tender 2016-14 Side by Side & Trailer to Scanalta Power Sales for a 2015 Model Yamaha Viking 700 EPS for \$18,058.95 and a Excel Tilt deck trailer to haul the Viking for \$2,833.95 for a total of \$20,892.90 GST included with \$16,000.00 to be allocated from the 2016 Capital Budget and the balance from the Fire Equipment Reserve. CARRIED.

Tender Award
2016-15 Enclosed
Cargo Trailer

Tender 2016-15 Enclosed Cargo Trailer will be at 9:45 at today's meeting and results analyzed and brought back later in today's meeting.

C350-16(06/14/16)

RESOLUTION by Councillor Croy to award Tender 2016-15 Enclosed Cargo Trailer to Fosters Covered Wagons North Inc. for \$9,865.00 plus tire levy and GST with funds to be allocated from the insurance proceeds of \$9,366.00 and the balance from the Common Services (Vehicles & Equipment) Reserve. CARRIED.

PUBLIC WORKS
Proceed to Tender
Storage Building
Roof Repairs

Council to proceed to tender for roof repairs on the storage building (old fire hall).

C351-16(06/14/16)

RESOLUTION by Councillor Johnson to proceed to tender for roof repairs on the storage building (old fire hall). CARRIED.

Policy No. 3203
Approach Construction
And Maintenance

Council is presented revised Policy 3203-Approach Construction and Maintenance as requested.

C352-16(06/14/16)

RESOLUTION by Councillor Svederus to approve the revised Policy 3203-Approach Construction and Maintenance section 2.6, as presented. CARRIED.

Policy No. 3202
Road Construction
Specifications

Council is presented revised Policy 3202- Road Construction Specifications as requested.

C353-16(06/14/16)

RESOLUTION by Councillor Johnson to approve the revised Policy 3202- Road Construction Specifications section 3.2, as presented. CARRIED.

Brushing and
Backsloping 2016
Project

Council is presented with updated information regarding the 2016 proposed brushing/ backsloping project.

C354-16(06/14/16)

RESOLUTION by Councillor Croy to table the discussion regarding the brushing program and bring back to a future Council meeting. CARRIED.

Access Road Request
NW-3-83-4-W6M

Council is presented with a request to have an access road constructed. To allow access to NW- 3- 83-4-W6M

C355-16(06/14/16)

RESOLUTION by Councillor Croy to investigate entering from the east on forced road off of Range Road 42 on Township Road 831 and Township Road 830.5, to have an access road constructed. Allowing access to NW- 3- 83-4-W6M, and bring back to a future Council meeting. CARRIED.

WRITTEN REPORTS
COUNCIL,
COMMITTEE &
MANAGERS

Council Reports

Council submits the meetings attended in the previous month and a report, if applicable.

Chief Administrative
Officer's Report

The Chief Administrative Officer report was reviewed.

C356-16(06/14/16)

RESOLUTION by Councillor Fletcher to receive the information provided in the Chief Administrative Officer report for June 14, 2016, for information, as presented. CARRIED.

Community
Development
Manager's Report

The Community Development Managers report was reviewed.

C357-16(06/14/16)

RESOLUTION by Councillor Svederus to receive the information provided in the Community Development Managers report for June 14, 2016, for information, as presented. CARRIED.

Corporate Service
Manager's Report

There was nothing to report.

Public Works
Manager's Report

The Public Works Managers report was reviewed.

C358-16(06/14/16)

RESOLUTION by Councillor Frixel to receive the information provided in the Public Works Managers report for June 14, 2016, for information, as presented. CARRIED.

COUNCIL

INFORMATION

Council was presented with the correspondence of pertinent information that has been received.

C3-16(06/14/16)

RESOLUTION by Councillor Svederus to receive for information the correspondence presented at the June 14, 2016 Regular Council Meeting. CARRIED.

CALENDARS

Council and Administration reviewed the upcoming months' calendars for Councillor Boards and Committee scheduled meetings, to assist Administration with record keeping and Council with a reminder.

C3-16(06/14/16)

RESOLUTION by Councillor Svederus to receive for information the, June, July and August 2016, calendars, as presented.

Meeting	Date	Member
Special Council Mtg.	June 24	All
		CARRIED.

ADJOURNMENT

Councillor Croy adjourned the June 14, 2016, Regular Council Meeting at 1: 59 p.m.

DATE

REEVE

DATE

CHIEF ADMINISTRATIVE OFFICER

Clear Hills County

Request For Decision (RFD)

Meeting:	Special Council Meeting
Meeting Date:	June 24, 2016
Originated By:	Allan Rowe, Chief Administrative Officer
Title:	MLA, Honorable Margaret McCuaig-Boyd, Dunvegan Central Peace-Notley – 10:00 a.m.
File:	11-02-02

DESCRIPTION:

MLA, Honorable Margaret McCuaig-Boyd, Dunvegan Central Peace-Notley will be in attendance at 10:00 a.m. to have a general discussion regarding pertinent items.

BACKGROUND:

C341-16(06/14/16) RESOLUTION by Councillor Fletcher to call a Special Council Meeting for Friday, June 24, 2016, at 9:30 a.m. for a delegation with MLA, Honorable Margaret McCuaig-Boyd, Dunvegan Central Peace-Notley to discuss pertinent items as follows;

Biomass Energy Project
Wildlife predation-process
Bill 6
Local Hospitals- (who is running)
Doctors-recruitment and retaining (hospital privileges),
natural gas and fertilizer prices
Internet/Cellular- lack of towers
Highway 64 maintenance and poor condition.
MGA Review
CARRIED.

RECOMMENDED ACTION:

RESOLUTION by.....to receive for information the delegation with MLA, Honorable Margaret McCuaig-Boyd, Dunvegan Central Peace-Notley.

Initials show support - Reviewed by:	Manager:	CAO: 
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Clear Hills County

Request For Decision (RFD)

Meeting:	Special Council Meeting
Meeting Date:	June 24, 2016
Originated By:	Council
Title:	Land Use Bylaw - CFO
File:	11-02-02

DESCRIPTION:

Council has requested a discussion regarding setbacks for Confined Feeding Operations, section 9.4 of the Draft Land Use Bylaw.

BACKGROUND:

ATTACHMENT:

Draft Land Use Bylaw No. 189.16 Section 9.4 Confined Feeding Operations

RECOMMENDED ACTION:

RESOLUTION by.....

Initials show support - Reviewed by:	Manager:	CAO: 
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- (2) While considering an application for a development in proximity to an aquifer, the Development Authority:
 - (a) Will evaluate all subdivisions and development proposals in the aquifer against any potentially negative effects on the environment;
 - (b) May require environmental impact assessments to determine setbacks and any other negative environmental impacts on the aquifer; and/or
 - (c) May request additional information for all developments and subdivision proposals in the aquifer to assess the impacts on the groundwater characteristics.

9.3 Home Occupations

- (1) In hamlets, may be required to screen from view outside storage of materials, commodities, or finished products.
- (2) Shall not create a nuisance by way of dust, noise, smell, smoke or traffic generation.
- (3) Employ any more than three (3) persons in addition to the residents of the principal dwelling, unless approved at the discretion of the Development Authority.
- (4) Display in hamlets, more than one sign per dwelling, the size of which does not exceed 1.1 m² (12 ft²) in area.

9.4 Confined Feeding Operations

- (1) Some of the Clear Hills County lands are under Provincial and Federal jurisdiction.
- (2) All referrals for Confined Feeding Operations shall be reviewed and decided by the Development Authority on a site specific basis considering, but not limited to; site selection, waste disposal, proximity to existing residential uses, the distance from water features, and roads and highways.
- (3) Proposed CFO's are to conform to provisions within the Agricultural Operation Practices Act and Regulations, including the Agricultural Operation Practices Act (AOPA) R.S.A. 2000 C A-7, AOPA Board Administrative Procedures Regulation A.R. 268/2001 and (AOPA) Standards and Administration Regulation A.R. 267/2001, as amended from time to time.
- (4) Additional Provincial policies need to be adhered to including the release of substances – referenced within S. 108 (1) (Releases of Substances Generally) of the Environmental Protection and Enhancement Act R.S.A. 2000, c. E-12, drift disturbance – referenced in S. 3 Disturbance Standards within the Public Lands Act–Public Lands Administration Regulation A.R. 187/2011 and water protection – referenced in Table 5 – Guidelines for the Application of Municipal Wastewater Sludges to Agricultural Lands, Alberta



Environment March 2001 and S. 38 Issuance of Approvals, S. 42 Approval Amendments, S. 99 Terms of Order, S. 105 Emergency Measures, S. 142 Offences within the Water Act R.S.A. 2000, c. W-3.

(5) Maximum livestock numbers have been set through the AOPA regulations, based on significant potential nuisance and environmental impact(s) and/or significant investment in facility structure. The maximum numbers are intended to be used as a guide for development permit applications. The Development Authority may consider any number of livestock as confined. Applicants shall be required to submit a specific application designed for confined feeding operations.

(6) The impact of the CFO on infrastructure including power and the impact on roads from vehicles moving material and goods to and from the site.

(7) Community Engagement:

At the time of a formal CFO application, the applicant is required to demonstrate that they have formed a committee of primarily adjacent landowners who will be requested to provide feedback on the proposed CFO, identifying any issues and/or concerns.

(8) Setbacks:

(a) All setbacks apply to all of the lands within the County.

(c) Consideration may be given by the Development Authority for the reduction of setbacks if the operator can demonstrate and propose long term use of effective odour reducing technology best suited to the operation and site specific conditions, to ensure that the CFO and its associated activities do not interfere with existing and/or future land uses; amenities of adjacent and nearby neighbours; and the use, enjoyment, and value of adjacent and nearby properties.

(c) 100 m (328 ft) from parcel boundaries.

(d) Communities

(i) Min. 3.2 km (2 mi) from a Town or Hamlet. This setback would be measured from the CFO facility (includes both structures and farming operation area) to the boundaries of the Town or Hamlet, as described in the current Area Structure Plan (ASP).

(ii) For expansion of existing CFO's, the setback requirement from a Town or Hamlet may be is waived. Prevailing winds are to be considered in siting CFO's, to minimize odours. All other requirements apply to the consideration of the CFO expansion.

(e) Country Residential

1.6 km (1 mi) from a country residential zoned property to the CFO facility in addition to NRCB setback distances for the CFO facility. A dwelling associated



with the operation of a CFO may be considered by the Approval Authority within a setback from the CFO.

- (f) Environmentally Significant Features
 - (i) 3.2 km (2 mi) from the identified "edge" of environmentally significant features with the exception of Grimshaw Gravels Aquifer area.
 - (ii) 0.5 km (0.3 mi) from Grimshaw Gravels Aquifer area, due to the clear definition of the Aquifer's perimeter.
- (g) Intensive Recreation Areas
3.2 km (2 mi) from the identified perimeter of the intensive recreation area.
- (h) Road rights-of-way, including undeveloped road allowances:
152.4 m (500 ft)
- (i) Water bodies and water features
 - (i) All setbacks for CFO siting require a top of bank to be established in conjunction with the Provincial Approval Authority to prevent water contamination, slope destabilization and erosion.
 - (ii) 1.6 km (1 mi) from top of bank of the Peace River, Clear River, Eureka River, Whitemud River.
 - (iii) 0.8 km (0.5 mi) from the top of bank of Hines Creek and Little Clear Creek.
 - (iv) On the downstream portion of smaller creeks, lakes and water bodies a setback of 0.5 km (0.3 mi) will be used from top of bank of the water feature.

- (9) Landscaping and Screening:

Buffering shall be provided between the CFO site and the road, as well as adjacent and nearby incompatible uses using existing trees, if possible, and other buffering plants, berms, or materials.

9.5 Oil/Gas Development Setbacks

- (1) All proposed oil/gas development shall require approval prior to construction either in the form of a development permit or letter of authorization with conditions pertaining to the specific development. These conditions may vary due to site-specific features such as zoning, geography, the location of water (surface or subsurface), other impacting features or as varied by the Development Authority.
- (2) The following are guidelines pertaining to oil/gas development:
 - (a) Sites are to comply with all regulations as required by Alberta Environment and Parks and/or Alberta Energy Regulator (A.E.R.);
 - (b) All sites shall conform to any standards as set by the County;