

MINUTES OF THE REGULAR COUNCIL MEETING OF BRAZEAU COUNTY, HELD IN THE COUNTY ADMINISTRATION BUILDING, COUNCIL CHAMBERS IN BRAZEAU COUNTY ON TUESDAY 2021 11 16

CALL TO ORDER

Reeve B. Guyon called the meeting to order at 9:00 a.m.

PRESENT

B. Guyon, Reeve
R. Swap, Councillor
D. Ekstrom, Councillor
C. Brooks, Councillor
K. Westerlund, Councillor
S. McKerry, Interim Chief Administrative Officer
T. Scharfl, Executive Assistant
R. Bijeau, Administrative Assistant
K. MacInnis, Corporate Communications Coordinator (by telephone)

ABSENT

D. Wiltse, Councillor
A. Heinrich, Councillor

URGENT ADDITIONS AND ADOPTION OF AGENDA

Addition to and Adoption of Agenda

935/21-11-16 Moved by K. Westerlund to approve the agenda with the following amendment:
16. Closed Session - Timed for **3:00 p.m.** with legal counsel

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

Adoption of Minutes

936/21-11-16 Moved by D. Ekstrom to approve the minutes of the November 2, 2021 Organizational meeting as presented.

CARRIED UNANIMOUSLY

937/21-11-16 Moved by C. Brooks to approve the minutes of the November 2, 2021 Regular Council Meeting as presented.

CARRIED UNANIMOUSLY

D. Wiltse joined the meeting at 9:04 a.m.

**BUSINESS
ARISING**

Business Arising

Follow Up Action List

S. McKerry reviewed the status of the action items.

938/21-11-16 Moved by K. Westerlund to receive the Follow Up Action List for information.

CARRIED UNANIMOUSLY

CAO REPORT

CAO Report

P&D-2 Target Measures

S. McKerry provided clarification on the performance targets statement within the proposed PD-2 Policy.

939/21-11-16 Moved by D. Wiltse to approve Policy PD-2 as presented.

CARRIED UNANIMOUSLY

Special and Professional Services Expenses

S. McKerry presented an account summary of Council's professional and special services expenses.

940/21-11-16 Moved by R. Swap to receive the Special and Professional Services report for information.

CARRIED UNANIMOUSLY

Comprehensive Road Maintenance Cost Report

L. Fischer presented the road maintenance cost report.

941/21-11-16 Moved by D. Ekstrom to receive the Comprehensive Road Maintenance Report for information.

CARRIED UNANIMOUSLY

942/21-11-16 Moved by R. Swap to direct Administration bring back a cost savings report regarding the various road maintenance comparisons and test products.

CARRIED UNANIMOUSLY

**DELEGATIONS/
APPOINTMENTS**

Delegations/Appointments

Drayton Valley Brazeau Aquatic Centre Committee

Laureen Bida and Dave Davie presented information on the volunteer committee, what they have done and where they are headed in regards to raising the additional funding necessary to complete the waterslide and climbing wall. They asked Council to consider and expressed their gratitude for any additional funding towards the project.

943/21-11-16 Moved by K. Westerlund to receive the presentation by Drayton Valley Brazeau Aquatic Committee for information and direct the budgetary ask to the 2022 budget deliberations.

CARRIED UNANIMOUSLY

RCMP

St. Sgt Duane Moore, Breton/Thorsby Detachment and St. Sgt Erin Matthews, Drayton Valley Detachment provide Council with their quarterly report update.

A. Heinrich joined the meeting at 10:03 a.m.

944/21-11-16 Moved by K. Westerlund to receive the RCMP reports for information and to add the RCMP request to establish a Police and Crisis Team (PACT) to the agenda as item 16. d) *FOIP Section 16.*

CARRIED UNANIMOUSLY

**PLANNING &
DEVELOPMENT**

Planning and Development

Area Structure Plans

K. Sterling presented a request for direction regarding Area Structure Plans for the NE 23-48-08-W5M.

945/21-11-16 Moved by K. Westerlund to allow the affected landowners to speak to the report.

CARRIED UNANIMOUSLY

Colleen and Dan Davie identified themselves as owners of west half of the quarter in question, spoke to their history with previous subdivision applications, and requested Council honour the past promise to take care of the Area Structure Plan.

946/21-11-16 Moved by D. Wiltse that Brazeau County completes the Area Structure Plan for NE 23-48-08-W5M and covers the financial costs associated with the Area Structure Plan.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 10:50 a.m. and the meeting resumed at 11:02 a.m.

**PUBLIC INPUT
SESSION**

Public Input Session

Reeve B. Guyon opened the Public Input Session at 11:02 a.m.

Pete Calvert asked about the new kind of pavement that Councillor Wiltse had mentioned to him. He commented that he believes the County wants to 'cheap out' by using this product rather than paving Range Road 83. He further questioned why the highways in this area are not painted.

Lynn Oberle raised concern with the herbicide rebate that the ASB wrongly put out, he drew attention to Section 249 of MGA that when money is wrongfully dealt out the people that voted for it are held accountable for it. He said they should pay it back, and recommended the minister to have a corporate review or for the people that voted to just resign. He further commented that the COVID costs that Council voted to cover are not the County's responsibility and those individuals should pay for their own tests or just not go. He feels the herbicide rebate program should be cancelled, as each farmer should be responsible for his own weeds. He commented that the reserves have gone from \$30 million to \$5 million in 4- 5 years and emphasized that is not sustainable. He encouraged Council to do a better job of getting control of their spending.

Allan Taylor spoke to be the comment that the Reeve asks the public to be respectful to council. He recently attended an Agricultural Service Board meeting and brought up a few facts. He reviewed the recording of November 8, 2021 meeting and noted many disrespectful comments about what he said. He recommended Council listen to the tape. He was ashamed and very disappointed about what has happened and did not appreciate comments people said about him. He quoted from the Council Code of Conduct Bylaw 1010-18 concerning respectfulness. He further commented that the Village of Breton is releasing their lagoon down the Modeste Creek this week.

Reeve B. Guyon closed the Public Input Session at 11:19 a.m.

PUBLIC WORKS

Public Works

Motion: 840/21-09-21 Moved by S. Wheale to direct Administration to look at a strategy to get Hwy 621 improved which may or may not include Hwy 22 becoming the high load corridor.

K. Westerlund questioned the wording of the motion. Council decided no action was required.

947/21-11-16 Moved by K. Westerlund to receive item 7. a) for information.
CARRIED UNANIMOUSLY

Road Closure Bylaw 1091-21

P. Whaley presented Bylaw 1091-21 for first reading.

948/21-11-16 Moved by D. Wiltse to give first reading to Bylaw 1091-21 to allow for the road closure and disposal by way of consolidation plan of a portion of statutory road allowance adjacent to Lot 11 Block 5 Plan 2057 MC within NE 36-47-10-W5M.

CARRIED UNANIMOUSLY

FINANCE

Finance

Bank Reconciliation Statement as of October 31, 2021

949/21-11-16 Moved by R. Swap to receive the bank reconciliation statement as of October 31, 2021 for information.

CARRIED UNANIMOUSLY

COMMUNITY SERVICES

Community Services

Eagle Point Blue Rapids Parks Council Request for GIS Support

L. Chambers presented a request from the Eagle Point Blue Rapids Parks Council for support from the County's GIS department to assist with their mapping.

950/21-11-16 Moved by K. Westerlund to authorize Administration to assist the Eagle Point Blue Rapids Parks Council in enhancing and updating their maps, as time permits within the GIS Department in 2022.

CARRIED UNANIMOUSLY

FINANCE

Finance

Additional Arbitration Legal Fees

C. Swap presented a request to transfer funds from the Planning Services Professional and Special Services to the Finance Legal Expenses budget to cover the upcoming arbitration expenses.

951/21-11-16 Moved by R. Swap to approve the re-allocation of \$100,000.00 from GL 66-03-239 to GL 12-00-232 for additional legal fees associated with arbitration.

CARRIED UNANIMOUSLY

**GENERAL
MATTERS**

General Matters

Pre-Budget Discussion (deferred from November 2, 2021)

Council decided to move this discussion to the upcoming budget meetings.

952/21-11-16 Moved by K. Westerlund to receive the pre-budget discussion for information.

CARRIED UNANIMOUSLY

Agricultural Service Board Process (deferred from November 2, 2021)

953/21-11-16 Moved by K. Westerlund that the regular Council meeting of November 16, 2021 proceed into closed session for item 12. b) Agricultural Service Board Process *FOIP Section 17* at 11:52 a.m.

IN FAVOUR

C. Brooks
K. Westerlund
R. Swap
B. Guyon
D. Ekstrom
D. Wiltse

OPPOSED

A. Heinrich

CARRIED

954/21-11-16 Moved by K. Westerlund that the regular Council meeting of November 16, 2021 come out of closed session at 12:07 p.m.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 12:07 p.m. to allow the public ample time to return and the meeting resumed at 12:11 p.m.

Reeve B. Guyon called for a break at 12:11 p.m. and the meeting resumed at 12:48 p.m.

Reeve B. Guyon declared conflict of interest at left the meeting at 12:49 p.m. Deputy Reeve D. Wiltse assumed the chair.

Agricultural Service Board Process (deferred from November 2, 2021)

S. McKerry presented background information on the concern regarding the Herbicide Rebate program and the ASB's actions in the matter.

955/21-11-16 Moved by D. Ekstrom that Council affirm the Agricultural Service Board motion 116/21 that any late applications be honoured to October 31, 2021.

IN FAVOUR

R. Swap
D. Ekstrom
D. Wiltse

OPPOSED

C. Brooks
K. Westerlund
A. Heinrich

MOTION LOST

956/21-11-16

Moved by D. Ekstrom that Administration process and pay out any remaining applications for chemical rebate received before November 1, 2021 as specified in the Herbicide Rebate Program Policy.

IN FAVOUR

R. Swap
D. Ekstrom
D. Wiltse

OPPOSED

C. Brooks
K. Westerlund
A. Heinrich

MOTION LOST

957/21-11-16

Moved by A. Heinrich that Council direct the Agricultural Service Board to rescind motion 116/21.

IN FAVOUR

C. Brooks
K. Westerlund
R. Swap
D. Ekstrom
A. Heinrich

OPPOSED

D. Wiltse

CARRIED

Reeve B. Guyon returned to the meeting at 1:19 p.m. and resumed the chair.

958/21-11-16

Moved by K. Westerlund to direct Administration to bring back a report on the definition of ex officio and powers that come with that.

CARRIED UNANIMOUSLY

Range Road 83 (deferred from November 2, 2021)

D. Wiltse lobbied for the paving of Range Road 83.

959/21-11-16 Moved by D. Wiltse to receive the Range Road 83 report for information.

CARRIED UNANIMOUSLY

Reeve B. Guyon declared pecuniary interest and left the meeting at 1:37 p.m. Deputy Reeve D. Wiltse assumed the chair.

Andy Kitching Road Request (deferred from November 2, 2021)

Discussion ensued regarding the actions the County could take to assist the landowner.

960/21-11-16 Moved by A. Heinrich to direct Administration to get an agreement in place for Mr. Kitching to provide access up to the quarter line as the map on page 99 in the agenda indicates.

IN FAVOUR

C. Brooks
K. Westerlund
R. Swap
A. Heinrich
D. Wiltse

OPPOSED

D. Ekstrom

CARRIED

Reeve B. Guyon returned to the meeting at 2:01 p.m. and resumed the chair.

Code of Conduct Bylaw 1010-18

K. Westerlund requested the Code of Conduct Bylaw 1010-18 be signed by all of Council, and that other changes be made to bring it into compliance.

961/21-11-16 Moved by K. Westerlund to have a review of the Code of Conduct Bylaw 1010-18 for December 21, 2021.

CARRIED UNANIMOUSLY

**COUNCILLOR
REPORTS**

Councillor Reports

Reeve B. Guyon reported that he attended:

- Regular Council Meeting
- Agricultural Service Board
- Pembina Zone Meeting
- ASB Resolution Meeting and Signing Cheques
- Council Swearing In Ceremony and Orientation
- ASB NW Regional Conference

- ALUS
- Legion Remembrance Day Photo – No Charge
- Warburg Seed Cleaning Plant
- Organization Meeting Preparation with Administration
- Zoom Meeting with Onyx

Councillor D. Ekstrom reported that he attended:

- Council Swearing In Ceremony and Orientation

Councillor A. Heinrich reported that he attended:

- Regular Council Meeting
- Council Swearing In Ceremony and Orientation

Councillor K. Westerlund reported that she attended:

- Regular Council Meeting
- RCMP Health Committee x 3
- Eleanor Performing Arts Committee Meeting
- Council Swearing In Ceremony and Orientation
- Pembina Physician and Recruitment Committee

Councillor R. Swap reported that he attended:

- Council Swearing In Ceremony and Orientation

Councillor C. Brooks reported that he attended:

- Council Swearing In Ceremony and Orientation

Councillor D. Wiltse reported that she attended:

- Yellowhead Regional Library Organizational Meeting
- Regular Council Meeting
- Agricultural Service Board
- Pembina Zone Meeting
- YRL Focus Group and Survey Zoom Meeting
- Council Swearing In Ceremony and Orientation
- NW Regional ASB Conference

962/21-11-16

Moved by D. Wiltse to receive the Councillor Reports for information.

CARRIED UNANIMOUSLY

**MEETING
DATES**

Meeting Dates

Commissioner for Oaths Training

C. Scharfl presented a request for Council to attend Commissioner for Oaths Training and to extend the training opportunity to the Town of Drayton Valley and staff.

963/21-11-16 Moved by R. Swap to authorize Council to attend an in-house training session on December 6, 2021 for Commissioner for Oaths and to open the invitation to the neighbouring municipalities and staff if capacity allows.

CARRIED UNANIMOUSLY

Bill 77 Webinar

964/21-11-16 Moved by K. Westerlund to ratify Council's attendance at Bill 77 Virtual Webinar on November 9, 2021.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 2:19 p.m. and the meeting resumed at 2:24 p.m.

**CLOSED
SESSION**

Closed Session

965/21-11-16 Moved by A. Heinrich that the regular Council Meeting of November 16, 2021 proceed into 'closed session' at 2:18 p.m. for the purpose of discussing:

- a) Moon Valley Cemetery Agreement *FOIP Section 21*
- b) Birchwood Village Greens Expropriation Legal Update *FOIP Section 23*
- c) Union Negotiations Update *FOIP Section 19*
- d) RCMP request for PACT *FOIP Section 16*
- e) Arbitration *FOIP Section 24*

CARRIED UNANIMOUSLY

Lee Chambers, Director of Community Services and C. Loose, Parks & Recreation Supervisor joined the closed session at 2:25 p.m. for the purpose of discussing Moon Valley Cemetery Agreement *FOIP Section 21*, and left at 2:38 p.m.

L. Fischer, Director of Public Works joined the closed session at 3:00 p.m. for the purpose of discussing Birchwood Village Greens Expropriation Legal Update *FOIP Section 23* and Union Negotiations Update *FOIP Section 19* and left at 3:25 p.m.

966/21-11-16 Moved by K. Westerlund that the regular Council Meeting of November 16, 2021 come out of 'closed session' at 3:28 p.m.

CARRIED UNANIMOUSLY

Reeve B. Guyon called for a break at 3:28 p.m. to allow the public ample time to return and the meeting resumed at 3:31 p.m.

967/21-11-16 Moved by D. Wiltse to approve the cemetery service agreement and direct Administration to enter into an agreement with the Moon Valley Cemetery Society.

CARRIED UNANIMOUSLY

968/21-11-16 Moved by D. Ekstrom to approve the Moon Valley Cemetery Society FIN 7 grant application up to \$13,552.40 funds to come from 02-74-00-771.

CARRIED UNANIMOUSLY

969/21-11-16 Moved by A. Heinrich to receive the Birchwood Village Greens update for information.

CARRIED UNANIMOUSLY

970/21-11-16 Moved by R. Swap to receive the Union Negotiations update for information.

CARRIED UNANIMOUSLY

971/21-11-16 Moved by K. Westerlund to authorize the Reeve to sign the letter regarding the RCMP request for a Police and Crisis Team.

CARRIED UNANIMOUSLY

972/21-11-16 Moved by C. Brooks to receive the Arbitration Update for information.

CARRIED UNANIMOUSLY

ADJOURNMENT

973/21-11-16 Moved by D. Wiltse that the regular Council Meeting of November 16, 2021 adjourn at 3:34 p.m.

CARRIED UNANIMOUSLY



Reeve



Interim Chief Administrative Officer