

MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL HELD  
MARCH 27, 2007 IN COUNCIL CHAMBERS

Mayor Robert Bagozzi in the chair

**COUNCILLORS PRESENT**

Mayor Robert Bagozzi	Cou. Richard Bengry
Cou. Dianne Oertli	Cou. Duane Barrus
Cou. Ken Loose	Cou Gerry Selk 7:00 pm
Excused Cou. Glen Jones	

**OTHERS PRESENT**

Gregory D. Burt	Municipal Administrator
Nolan Card	Municipal Clerk
Delbert Beazer	Temple City Star
Paul Doig 6:40 pm.	Director of Operations

Opening Time: 6:00 p.m.  
Opening Prayer: Mayor Bagozzi

**DELEGATIONS**

6:00 pm  
Chinook Educational  
Consortium – Allen  
Wilcke

Allen Wilcke attended at 6:00 pm.

Allen Wilcke presented the request from the Chinook Educational Consortium for support in expanding its post secondary programs and courses. Funding for these programs come from Alberta Advanced Education. Mr. Wilcke reviewed the programs that are available through the Educational Consortium and how these programs are implemented. Mr. Wilcke invited Cardston to join the Consortium Board so that Cardston could have a permanent adult education program.

The Council discussed the space needs and the difference between this program and the Adult Education that Cardston presently has.

Mr. Wilcke stated that the space requirement is for smaller rooms and that both types of Education complement each other. Adult Education has non credit courses and the Consortium courses are all credit courses.

Council stated that they would consider the proposal for Cardston to join the Consortium Board.

Mr. Wilcke was excused at 6:30 pm

**ADDITIONS TO THE  
AGENDA**

Move correspondence item b to in camera item b  
Move Chinook Arch Library to item b in request for decisions  
Letter from Ron and Joanne Broadhead item a correspondence  
Letter from McNallys item e request for decisions  
Reserve list item n in request for decisions  
Garbage rate bylaw item o in request for decisions  
Role of councillors on committees to committee reports item b.  
Canadian Band Solute correspondence item b  
Reserve list for the Auditors

**APPROVAL OF AGENDA**

Moved by Cou. Loose to adopt the agenda as amended. **CARRIED**

**ADOPTION OF MINUTES**

Council Meeting  
February 27, 2007 and  
Operation and  
Administration Meetings  
of March 13, 2007

Delegations – Recognition “presented Darren Beazer his resignation, recognizing” should read “presented Darren Beazer with a token of recognition and thanked him for his service with the Town.”

Request for Decisions – April, June & July Should Read “Moved by Council Bengry that the April, July & August Operations and Administration meetings be combined with Council meeting with the April meeting on April 24, 2007, the July meeting on July 10, 2007 and the August meeting on August 9, 2007 with all meetings starting at 4:00 pm”.

Correspondence – Ryan Alston “and not provide for a reduction for new home owners” Should Read “ There are no longer any lots available at a reduced rate for first time homeowners”

New Audit policy needs to be moved down to line up with the motion.

Moved by Cou. Barrus to adopt the minutes with changes as noted. **CARRIED**

**TOWN COUNCIL  
MOTION LIST**

Town Council motion list of February 27, 2007 was presented for report.

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**REQUEST FOR DECISIONS**

Motions from  
Operations &  
Administration Meeting  
March 13, 2007

**OPERATIONS COMMITTEE**

Ken Peterson re: accident  
MOTION 07-44

Moved by Cou. Barrus to follow the practice set forth by the Town and ask Ken Peterson to pay the invoice issued on February 22, 2007 for the sign repair. **CARRIED**

Public Works position  
MOTION 07-45

Moved by Cou. Barrus to hire another full-time Public Works position at the Utility I level. **CARRIED**

Municipal Energy Efficiency  
MOTION 07-46

Moved by Cou. Bengry to have one Council Member and one Staff Member attend the Municipal Energy Efficiency conference. **CARRIED**

**ADMINISTRATION COMMITTEE**

Waterton-Glacier sponsorship package  
MOTION 07-47

Waterton – Glacier International Peace Park  
Moved by Cou. Oertli to purchase the \$500.00 sponsorship package. **CARRIED**

Business License Bylaw #1462C

A Bylaw of the Town to provide for Mobile Vendors in the Town of Cardston.

First Reading  
Second Reading

Moved by Cou Loose for First Reading **CARRIED**  
Moved by Cou Oertli for Second Reading **CARRIED**

Marian Carlson – Returning Officer  
MOTION 07-48

Moved by Cou. Oertli to appoint Marian Carlson as the Returning Officer for the Fall Election. **CARRIED**

ATCO gas infrastructure  
MOTION 07-49

Moved by Cou. Oertli to approach ATCO Gas to discuss if they are willing to sell the natural gas infrastructure to the Town of Cardston. **CARRIED**

Cemetery Rules and Regulations  
MOTION 07-50

Moved by Cou. Oertli to accept the Cemetery Rules and Regulations policy as amended to govern the policy of headstones in Babyland **CARRIED**

Agricultural Society – insurance deductible  
MOTION 07-51

Moved by Cou. Oertli to inform the Agricultural Society that the Town of Cardston will pay for the insurance deductible of \$1,000.00 plus the 6% GST for the wind damage at the Agridome. **CARRIED**

Crown Prosecutor contract  
MOTION 07-52

Moved by Cou. Loose to petition the government to contract a Crown Prosecutor for the Town of Cardston. **CARRIED**

Cou Gerry Selk arrived 7:00 pm

Chinook Arch Regional Library  
MOTION 07-53

Cou Oertli discussed the need for the Chinook Arch Library RISE Program  
Moved by Cou. Oertli to support the Chinook Arch Library RISE program and included in the letter of support the concerns from the Library. **CARRIED**

Population Census

The Administration recommends that the Town conduct its own census by June 30, 2007

MOTION 07-54

Moved by Cou. Bengry to conduct a census and have it completed by June 30, 2007. **CARRIED**

McNallys – Project

Council discussed McNallys letter concerning the contract for 2006 paving and sidewalks that did not get finished stating that they could do the projects that the Town have for this year at the same time with the price being the same as last year except for the change in the price of oil. The milling machine is also in the area so they could also do the milling work.

Council asked Paul to confirm with McNallys the timeline of how long it will take to complete the paving after the asphalt milling has been completed.

Council reviewed the work that will be done this year and suggested that some of the approaches to some of the intersections could be done also.

MOTION 07-55

Moved by Cou. Selk to extend the contract to McNallys to finish the work they were contracted to do last year and to do the work that the Town has for this year. **CARRIED**

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McNally's letter about subdivision	The Council discussed the letter from McNallys concerning the subdivision taking place between 2 <sup>nd</sup> and 3 <sup>rd</sup> Street on 8 <sup>th</sup> Avenue West. McNallys are requesting to put in a proposal to do this subdivision.  The Administration was directed to proceed with getting prices from McNallys	
Bylaw #1540D – Home definitions	A Bylaw to clarify the definitions for Manufactured and Mobile Homes The Administration discussed the definitions and they recommended that Part B 1(j) be amended to read “in the residential-R1 district the dwelling shall have a minimum attached single car garage.	
Second Reading	Moved by Cou. Barrus for Second Reading	CARRIED
Public Hearing - Bylaw 1540E	Moved by Cou. Oertli to adjourn to the Public hearing 7:25 pm  Council discussed the rezoning of the property located at 305 9 <sup>TH</sup> Street West or making a suite discretionary use in R3 zoning.  Moved by Cou. Oertli to Reconvene 7:35	CARRIED  CARRIED
Bylaw #1540E Land Use Bylaw	A Bylaw of the Town of Cardston to rezone the property located at 305 9 <sup>th</sup> Street West to R1 from R3	
First Reading	Moved by Cou. Selk for First Reading	CARRIED
Second Reading	Moved by Cou. Loose for Second Reading	CARRIED
	Mayor Bagozzi excused himself from discussion on the following matter.	
Bylaw #1559 – West Area Structure Plan	A Bylaw to establish the West Area Structure Plan.	
Second Reading	Moved by Cou. Selk for Second Reading	CARRIED
Third and Final Reading	Moved by Cou. Barrus for Third and Final Reading	CARRIED
	Cou Oertli excused herself from discussion on the following matter	
Shotgun use Policy	The Administration has received the information from Brownlee LLP regarding the use of the Shotgun by the Special Constable. The lawyers say that there is no differing risk for liability but the risk is increased with more access to weapons.	
MOTION 07-56	Moved by Cou Selk to approve the Shot gun Policy as proposed	CARRIED
Combined Sewer Reduction Program	Council discussed the policy and if the Town could apply for a grant to get everyone in Town to get all the cost covered  The administration was directed to add into the policy that the Town does not accept any responsibility for damages resulting from this program.	
MOTION 07-57	Moved by Cou. Oertli to approve the Combined Sewer Reduction Program as amended.	CARRIED
Agreement – Cardston County Emergency Services	Council discussed entering into a contact with the Cardston County Emergency Services to provide a part time Bylaw Enforcement Officer for the Town.	
MOTION 07-58	Moved by Cou. Loose to approve this agreement with Cardston County Emergency Services.	CARRED
	The Mayor requested a recorded vote.  Cou. Barrus, Cou. Selk, Cou. Loose, Cou. Oertli - For Mayor Bagozzi, Cou. Bengry - Against	
Bylaw #1561 – Developer Reimbursements	A Bylaw to have the property developers in the West Area Structure Plan reimburse the Town for part of the costs for the West Area Structure Plan	
First Reading	Moved By Cou Selk For First Reading	CARRIED
Second Reading	Moved By Cou. Barrus for Second Reading	CARREID
Bylaw #1560 – Sale of Road way	A Bylaw to allow the Town to sell a portion of 10 <sup>th</sup> A Street West.	
Second Reading	Moved by Cou. Bengry for Second Reading	CARREID

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Third and Final Reading	Moved by Cou. Loose For Third and Final Reading	CARRIED
	Noell Smith the Municipal Financial Officer attended at 8:15 pm	
Capital Budget	Noell Smith reviewed the budget and stated that some of the items would be covered by grants. Council discussed the specific items.	
MOTION 07-59	Moved by Cou. Selk to approve all the capital items up to item 47 and all the items that are funded without Town funds and then if some of the items can't be done, move down the list to other items as long as the funds are available within the Budget.	CARRIED
2006 Reserve List	Noell Smith reviewed the 2006 Reserve List for the Auditors.	
MOTION 07-60	Moved by Cou Loose to approve the Reserve List as presented.	CARRIED
GPS system MOTION 07-61	Moved by Cou. Barrus to move forward on the purchase of a GPS system with the money coming from Reserves and AMIP money.	CARRIED
Garbage Bylaw #1496B	A Bylaw of the Town of Cardston to amend Bylaw #1496 to establish a new garbage rate.	
First Reading	Moved by Cou Selk For First Reading	CARRIED
Second Reading	Moved by Cou. Barrus for Second Reading	CARRIED
	Moved by Cou Oertli to extend to 9:30	CARRIED
<b>FINANCIAL REPORT</b>		
<b>COMMITTEE REPORTS</b>		
Criteria for Chinook Lodge	Council discussed the criteria to get into the Chinook Lodge  The Administrator was directed to get a copy from the Chinook Foundation the criteria for getting into the Chinook Lodge and the Temple City Villa.	
Councilor role on Committees	Council discussed the roles of the Councillors on Committees.	
<b>QUESTIONS</b>		
<b>CORRESPONDENCE</b>		
Ron & Joanne Broadhead	A letter from Ron & Joanne Broadhead requesting Town Council to raise the moratorium on subdivision so that they can subdivide their property	
MOTION 07-62	Moved by Cou. Selk to send a letter to the Broadheads stating that there are to be no subdivisions until the East Area Structure Plan is in place.	CARRIED
High School Band	Information was received that the Cardston High School Band had been invited to perform at the Beijing 2008 Olympics.	
MOTION 07-63	Moved by Cou. Oertli to have Administration send a letter to the Cardston High School congratulating them on the Band	CARRIED
IN CAMERA	Moved by Cou. Oertli to go in camera at 9:16 pm.	CARRIED
RECONVENE	Moved by Cou. Bengry to reconvene at 9:45 pm	CARRIED
	Moved by Cou. Loose to extend till 10:00	CARRIED
MOTION 07-64	Moved by Cou. Bengry to send the letter from Jean Claude Decottignies and all the information the Town has dealing with this Development, to the Town's lawyers.	CARRIED
<b>CONFIDENTIAL ITEMS</b>		
ADJOURNMENT	Moved by Cou. Selk to adjourn	CARRIED
	Adjournment at 9:55 pm.	

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Mayor

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Municipal Administrator