

MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL HELD
SEPTEMBER 25, 2007 IN COUNCIL CHAMBERS

Mayor Robert Bagozzi in the chair

COUNCILLORS PRESENT

Mayor Robert Bagozzi
Cou. Dianne Oertli
Cou. Glen Jones

Cou. Richard Bengry
Cou. Ken Loose
Cou. Duane Barrus

OTHERS PRESENT

Gregory D. Burt
Nolan Card

Municipal Administrator
Municipal Clerk

Opening Time: 6:00 p.m.
Opening Prayer: Cou. Richard Bengry

ADDITIONS TO THE AGENDA

Annual performance plan RCMP
RCMP meet at AUMA convention
Top Soil
Library board
Emergency Services
Emergency Services – In Camera

APPROVAL OF AGENDA

Moved by Cou. Barrus to adopt the agenda as amended.

CARRIED

DELEGATIONS

6:00 pm Community Futures –
Alberta Southwest – Chuck Lee

Cancelled – did not attend

ADOPTION OF MINUTES

Council Meeting August 9, 2007,
Committee Meetings September
11, 2007 & Special Council
Meeting September 11, 2007

Moved by Cou. Bengry to adopt the minutes as amended.

CARRIED

TOWN COUNCIL MOTION LIST

Town Council Motion Lists of August 9 & September 11, 2007 were presented for report.

Council discussed the water flow in the St. Mary's river and how much the United States can take out of the St. Mary's river.

The Administration was directed to get a copy of the water agreement and find out from Alberta Environment who monitors the water taken out of the St. Mary's river.

REQUEST FOR DECISIONS

Motions from Operations &
Administrations Meetings

OPERATIONS COMMITTEE

Subdivision requesting Town
water & sewer
MOTION 07-152

Moved by Cou. Bengry to send a letter to ORRSC requesting an Area Structure Plan for these subdivisions before the Town considers providing water or sewer to these proposed lots. **CARRIED**

Council discussed the water usage for Cardston and the surrounding areas. The Administration was directed to determine the water consumption and bring it to the next meeting.

Video surveillance Camera
MOTION 07-153

Moved by Cou. Jones to add into the 2008 budget, unless there are sufficient funds in the current budget, the purchase of a video surveillance camera for use anywhere in the Town as deemed necessary. **CARRIED**

Jim Wilde sewer line repair costs.
MOTION 07-154

Moved by Cou. Jones to allow Jim & Janet Wilde to pay the sewer line repair cost of \$5,200.00 (or the actual costs if less) over 4 years without interest provided payments are made on time. **CARRIED**

ADMINISTRATION COMMITTEE

Schaffer Investments area structure
plan for Delbert Payne's Property
MOTION 07-155

Moved by Cou. Jones to accept the proposed area structure plan as presented by Schaffer Investments upon review from an engineer regarding drainage. **CARRIED**

Canadian Federation of
Independent Business
MOTION 07-156

Moved by Cou. Oertli to send a letter of support to the Canadian Federation of Independent Business regarding limiting Municipalities taxing ability. **CARRIED**

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Gary Sanderson Subdivision	Moved by Cou. Bengry to approve the proposed design in principle as recommended by Gary Sanderson with Cul-de-sac accesses off 3 rd Avenue West and 2 nd A Avenue West.	
	Motion deferred to later in the meeting	
Full-time Development Officer	Council discussed this position and whether this should be a permanent position The Administration stated that there is a need for a full time position.	
MOTION 07-157	Moved by Cou. Jones to hire a Development Officer for one year term.	DEFEATED
MOTION 07-158	Moved by Cou. Jones to hire a full-time Development Officer as recommended by Administration.	CARRIED
	Mayor Bagozzi excused himself from the meeting	
	Deputy Mayor Bengry chaired the meeting	
6:40 pm Gary Sanderson	Gary Sanderson attended at 6:40 pm and reviewed the subdivision plan for his property located on the 12 th Street West bypass. Mr. Sanderson stated all the access to the properties would be from the proposed 11 th Street West.	
	Mr. Sanderson stated that he would like to have approval of the plan so that he could go ahead and pre sell some of the lots.	
	Council discussed the access to the bypass road.	
MOTION 07-159	Moved by Cou. Oertli to keep these proposed plans in file until the engineering study is done showing the best way to service all the lots.	
MOTION 07-160	Moved by Cou. Barrus to table the above motion until more information on engineering is provided.	CARRIED
	Council discussed Mr. Bagozzi's subdivision options.	
	Mr. Sanderson was excused at 7:00 pm	
	Mayor Bagozzi returned to the Chair	
Curfew Bylaw #1535B	Bylaw #1535B was forwarded to Council Meeting for readings. Curfew Bylaw	
First Reading	Moved by Cou. Jones for First Reading	CARRIED
Second Reading	Moved by Cou. Bengry for Second Reading	CARRIED
Minimum Tax per Parcel	Council discussed the minimum tax per parcel for vacant properties and acreages that are zoned agricultural and residential on the same property.	
MOTION 07-161	Moved by Cou. Oertli to adopt the Minimum Tax Per Parcel policy to adjust the minimum tax to \$350.00 for vacant properties and \$750.00 for improved properties.	CARRIED
MOTION 07-162	Moved by Cou. Loose to adopt the Minimum Tax Per Parcel policy excluding properties zoned agricultural	CARRIED
RV fee for the Border Rally. MOTION 07-163	Moved by Cou. Oertli to approve \$5.00/night for group RV sites at the Reunion centre for the Border Rally.	CARRIED
7 th A Ave. West utilities and lane. MOTION 07-164	Moved by Cou. Jones to remove the lane as identified in Area C West Area Structure Plan between 7 th Ave. West & 7 th A Avenue West and to place the utilities in the fronts of the properties on the north side of 7 th A Avenue West.	CARRIED
Grizzly Bear Mount - Tourist Hut MOTION 07-165	Moved by Cou. Oertli to approve up to \$2,500.00 for mounting of the Grizzly Bear given to the Town by the Fish and Wildlife.	CARRIED
	Administration was directed to follow up on the cost of a viewing case to put the bear in.	
7:00 pm Road Closure Bylaw #1567 – Public Hearing	Moved by Cou. Loose to adjourn to the public hearing at 7:30 pm.	
	Council discussed the proposed Road closure of the south ½ of 1 st Street East between 9 th Avenue East and 10 th Avenue East.	

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	Moved by Cou. Oertli to reconvene to council	
First Reading	Moved by Cou. Barrus for first reading of Bylaw #1567.	
New Council Orientation	Council discussed the "New Council" orientation of Dec. 8, 2007 and what will be reviewed at this meeting and who will attend.	
MOTION 07-166	Moved by Cou. Barrus to contract Pommen & Associates to come to Cardston and train the new Council.	CARRIED
Council Social prior to election	Council discussed having an evening social on October 12, 2007 in Cardston.	
Retiring Council Computers	Council discussed the Council computers and what should be done with them	
MOTION 07-167	Moved by Cou. Barrus to follow the suggestion of the Administration and have the retiring councilors keep their computers at the end of their term as Councillors	CARRIED
Bylaw #1540H – Area C	Council discussed the rezoning of Area C and that some of the neighbors would not like this property rezoned to Multi Family Dwellings. Administration was directed to contact Mr. Durfey and come up with a subdivision plan that shows where the Multi Family Dwellings would be and to discuss this plan with the neighbours.	
Bylaw #1540J – 2 nd Street East	Council discussed this Bylaw for rezoning.	
Second Reading	Moved by Cou. Bengry for Second Reading of Bylaw #1540J.	CARRIED
Third and Final Reading	Moved by Cou. Barrus for Third and Final Reading of Bylaw #1540J.	CARRIED
Community Services Board Motions	Cou Jones excused himself at 7:53 pm.	
Rubber Duck Fee MOTION 07-168	Moved by Cou. Oertli to approve a rental fee of \$10.00 per day or \$15.00 per weekend plus a \$20.00 refundable deposit for the Rubber Ducks. The deposit will be taken to cover replacement cost of any ducks that are not returned.	CARRIED
Saturday Surcharge at Cemetery MOTION 07-169	Moved by Cou. Oertli to dispense with the Cemetery Saturday Surcharge of \$150.00.	CARRIED
Intermunicipal Development Plan & Bylaw #1565	Council discussed Bylaw #1565 the Intermunicipal Development Plan proposed with Cardston County.	
First Reading	Moved by Cou. Bengry for First Reading of Bylaw #1565 Cou. Jones returned at 7:57 pm	CARRIED
Second Reading	Moved by Cou. Oertli For Second Reading of Bylaw #1565	CARRIED
Bob Bagozzi's refund request	Mayor Bagozzi excused himself from the meeting Deputy Mayor Bengry chaired the meeting Deputy Mayor Bengry read the letter from Mr. Bagozzi concerning the Duplex located at 353 3 rd Avenue West and requesting a refund of his appeal fee.	
MOTION 07-170	Moved by Cou. Oertli to split the difference and refund \$100.00 because Mr. Bagozzi was at the first hearing and not the second.	DEFEATED
	Council informed Mr. Bagozzi to submit another letter to Council regarding the refund. Mayor Bagozzi returned to the Chair.	
IN CAMERA 8:35 pm Cardston Agricultural Society – Land Development	Moved by Cou. Barrus to go In Camera Darren Shaw and Mark Jensen attended at 8:35 pm Darren Shaw and Mark Jensen were excused 9:00 pm	CARRIED
RECONVENE	Moved by Cou. Oertli to Reconvene at 9:00 pm	CARRIED
MOTION TO EXTEND	Moved by Cou. Oertli to extend to 9:30 pm	CARRIED

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Costs for Area "C" land leveling	<p>The Administrator reviewed the costs of leveling Area "C" of the West Area Structure Plan.</p> <p>Council declined to make any motion about front end costs to level this area. The residents will need to develop this property on their own.</p> <p>Administration was directed to make a policy for developing the areas around Cardston.</p>
Bylaw #1564 –ATCO Gas Franchise Agreement Second Reading	<p>Council discussed Bylaw #1564 – ATCO Gas Franchise Agreement</p> <p>Moved by Cou. Jones for Second Reading of Bylaw #1564 CARRIED</p>
Third and Final Reading	<p>Moved by Cou. Barrus for Third and Final Reading of Bylaw #1564 CARRIED</p>
Municipal Sponsorship Grant – Council upgrade & 2007 Grant	<p>The Administrator stated that the grant is already budgeted for this year but we do need money for the Tangible Capital Asset Program and also for the Camp Ground Expansion and possibly a liner for the pool.</p>
MOTION 07-171	<p>Moved by Cou. Oertli to make application under the 2007 Municipal Sponsorship Program for the Camp Ground Expansion and the Tangible Capital Assets Program. CARRIED</p>
MOTION 07-172	<p>Moved by Cou. Barrus to go ahead with a feasibility study for the multi use facility for a cost of up to \$20,000.00 CARRIED</p>
La Jeanne Tanner MOTION 07-173	<p>Moved by Cou. Oertli to provide La Jeanne Tanner a donation receipt for land that she will donate to the Town. CARRIED</p>
Top Soil	<p>Council discussed the top soil that was taken off the properties in the south west subdivision and that the property owners want the Town to deliver it back to them for no cost.</p>
MOTION 07-174	<p>Moved by Cou. Bengry to make available the top soil to properties in the south west subdivision if they move it and spread it themselves, until that top soil pile is gone. CARRIED</p>
Annual Performance Plan RCMP	<p>Councilors will come to the office to review this report</p>
MOTION TO EXTEND	<p>Moved by Cou. Jones to extend to 10:00 pm CARRIED</p>
FINANCIAL REPORT – JULY 2007	<p>Moved by Cou. Oertli to approve the July 2007 Financial Statements CARRIED</p>
COMMITTEE REPORTS	
Library Board	<p>Council reviewed the staffing at the Library</p> <p>Council discussed the look of the building and the need to look into washing down the building,</p> <p>The Administration was directed to look in to washing the building where mortar has been leaking onto the decorative block.</p>
QUESTIONS	
CORRESPONDENCE	
Kainaiwa – Cardston Cross Cultural Activities	<p>Letter from the Blood Tribe Finance Committee Chairman stating that the Blood Tribe has committed \$30,000.00 for a joint cross cultural pow-wow and would like Cardston to match these funds.</p> <p>Table this item to the next council meeting.</p>
Employee Resignation	<p>Letter of resignation from Rob McMurray.</p>
Alberta Infrastructure & Transportation	<p>Letter from Alberta Infrastructure & Transportation concerning the proposed change of speed on highway 501</p>
MOTION 07-175	<p>Moved by Cou. Loose to accept the proposed speed limits CARRIED</p>
Alberta Municipal Affairs & Housing	<p>Letter from Alberta Municipal Affairs & Housing reviewing the enhancements to the Municipal Sustainability Initiative for fiscal year 2008/09 and beyond.</p>
Jay Infiniti	<p>Letter from Jay Infanti asking for more time to pay for the property located at 166 3rd Street West.</p>
MOTION 07-176	<p>Moved by Cou. Bengry to extended the time for another 90 days. CARRIED</p>
Employee Resignation	<p>Letter of resignation from Jacen Abrey</p>

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Correctional Services Canada	Letter from Correctional Services Canada asking to proclaim November 18-25 Restorative Justice Week.	
	The Administration was directed to take care of this item	
Thank You from Marian & Eldy Carlson and Family	Council reviewed the thank you card from the Carlson's	
Bob Bagozzi	Letter from Bob Bagozzi withdrawing his application for subdivision for his property located on 12 th Street West.	
RCMP meet at AUMA Convention	Council wishes to meet with the RCMP at the AUMA Convention to discuss short staff in Cardston and why is Cardston a limited post.	
CONFIDENTIAL ITEMS		
IN CAMERA 9:45 pm	Moved by Cou. Jones to go in camera	CARRIED
RECONVENE 10:08 pm	Moved by Cou. Bengry to reconvene to regular council meeting	CARRIED
MOTION TO EXTEND	Moved by Cou. Jones to extend to 10:15 pm	CARRIED
Cardston County Emergency Services Interim Coordinator MOTION 07-177	Moved by Cou. Barrus to allow Greg Erickson to act as the interim coordinator for the Cardston County Emergency Services until a full time coordinator is hired. This appointment is for half time with the Emergency Services Department paying ½ of Mr. Erickson's salary to the Town and the Town will pay the full benefits as part of the Town's commitment to this temporary appointment.	CARRIED
Employee Bonuses MOTION 07-178	Moved by Cou. Jones to provide employee bonuses for the Director of Operations, Director of Administration and the Municipal Finance Officer in the amount of 2% to be added as a salary increment increase and to be applied to the first pay period in November.	CARRIED
ADJOURNMENT	Moved by Cou Jones to adjourn	CARRIED
	Adjournment at 10:12 pm.	

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Mayor

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Municipal Administrator