

MINUTES OF THE REGULAR COUNCIL MEETING OF THE TOWN OF BONNYVILLE IN THE PROVINCE OF ALBERTA HELD AT THE TOWN HALL ON TUESDAY, JULY 10, 2018 COMMENCING AT 6:00 P.M.

PRESENT

Mayor Gene Sobolewski Councillors: Rene Van Brabant, Lorna Storoschuk, Elisa Brosseau, Chad Colbourne and Brian McEvoy

REGRETS

Councillor Ray Prevost

STAFF

Mark Power, CAO, Bill Rogers, ACAO, Renee Stoyles, Director of Finance, Joe Kopala, Building Safety Codes Manager and Tracy Ghostkeeper, Executive Assistant

PRESS

Robyn Henry– Bonnyville Nouvelle
Jenna Colbourne – Lakeland Connect
Mike Marshall – Country 99
Kyle Moore – KOOL FM

GUESTS

Jim Chorley - Resland Development Group
Taylor Kalinchuk – Asset Builders
Scott Kalinchuk – Asset Builders
Jana and Dale Fleming
Grant and Crystal Gleige – Extreme Mudfest
Billie Jo Aasen – Extreme Mudfest

REGULAR MEETING OF COUNCIL

Mayor Sobolewski called the Regular Meeting of Council to order at 6:02 p.m.

ADOPTION OF AGENDA OF REGULAR COUNCIL MEETING – July 10, 2018

- 181 **Moved by Councillor Chad Colbourne** that the agenda for the July 10, 2018 Regular Council meeting be adopted with the following amendments and additions:

Deletion – 4b) Delegation – Malcolm Macauley

Addition: In Camera 12b) FOIP Sections 16, 25 & 27

CARRIED

ADOPTION OF REGULAR COUNCIL MEETING MINUTES – June 26, 2018

- 182 **Moved by Councillor Rene Van Brabant** that the minutes of the June 26, 2018 Regular Council meeting be adopted as presented.

CARRIED

DELEGATION



Extreme Mudfest – Rick Reddecliff

Billie Jo Aasen stated that they were looking for sponsorship again this year for the 2018 Extreme Mudfest. The request last year was for \$8000.00 and use of the ball diamonds. The money goes towards growing the event, and it has gotten stronger every year.

Mark Power, CAO, stated that the ask last year was \$8,000.00; however the amount approved was \$2,500.00.

Councillor Colbourne asked which charitable groups are benefiting from the Mudfest this year.

Billie Jo Aasen replied that the Bonnyville Pontiacs will be doing clean up, and the Boy Scouts will be doing bottles. Last year Bonnyville WJS Canada Family and Disability Services did the parking; however, they are still looking for a group to do parking this year.

Councillor Van Brabant asked how the Mudfest did financially last year.

Billie Jo Aasen stated that last year, they ran a deficit; however, they went outside the box last year and tried to take more risk with bigger headliners, expansion and purchase of the UFC licence. This year they have scaled down the headliners budget again to roughly the same as the first two years. The Ball tournament is also growing, the second year there were 10 teams registered, the third year there were 20 teams, and this year there will be 40 teams.

Mayor Sobolewski thanked Billie Jo, Grant and Crystal for their presentation and they left the meeting at 6:13 p.m.

PUBLIC HEARING

Mark Power, CAO, introduced the subject of the Public Hearing being to amend the Bylaw 1475-18 regarding detached garages in the R2B Land Use district properties. First reading of this bylaw took place at the June 26th Council meeting. The subdivision in question is located on 38A Street.

Public Hearing for Bylaw 1475-18 Amendment to Land Use Bylaw No. 1447-16 - Addition of Regulations for Detached Garages in the R2B Land Use

183 **Moved by Councillor Lorna Storoschuk** that Council adjourn the Regular Meeting of Council and that Council enter into a Public Hearing for Bylaw 1475-18 to Land Use Bylaw No. 1447-16 - Addition of Regulations for Detached Garages in the R2B Land Use.

Time: 6:13 p.m.

CARRIED

A handwritten signature in black ink, appearing to be 'L. Storoschuk', is located in the bottom right corner of the page.

**Public Hearing for Bylaw
1475-18 Amendment to Land
Use Bylaw No. 1447-16 –
Addition of Regulations for
Detached Garages in the R2B
Land Use**

Mayor Gene Sobolewski declared the Public Hearing Open.

Time: 6:13 p.m.

Mayor Sobolewski asked if there was anyone present who would like to speak for or against Bylaw No. 1475-18.

Jim Chorley, Resland Development Group, stated that he was there to speak in favor of the Bylaw. He stated that they had originally spoken with the Town in 2013, the lots in question were planned for a 1.2m garage setback and he understood there was a separate Bylaw section for garages so they took the 1.2m out of their original plans. He admits that they never followed up on what the Town's garage setback was at that time. Fast forward to this year, and a couple of things are happening, Asset Builders are getting inquiries to build garages and are needing to apply for permits. As well some of the existing residents in the R2B division in the existing homes have applied for permits. In this process, it was discovered that the Town's Bylaw requires a 6m setback, which leaves very little room in the back yards. They have been in discussion with the Planning and Development department and they agree with the changes that are proposed 1.8m garage setback put before Council today.

Mayor Sobolewski asked, for a second time, if there was anyone present who would like to speak for or against Bylaw No. 1475-18.

Mayor Sobolewski asked, for a third time, if there was anyone present who would like to speak for or against Bylaw No. 1475-18.

Mayor Sobolewski declared the Public Meeting closed at 6:18 p.m.

**Adjourn Public Hearing for
Bylaw 1475-18 Amendment to
Land Use Bylaw No. 1447-16 -
Addition of Regulations for
Detached Garages in the R2B
Land Use**

184 **Moved by Councillor Brian McEvoy** that the Public Hearing be adjourned and that Council return to the Regular Meeting of Council.

Time 6:18 p.m.

CARRIED

Jim Chorley, Taylor Kalinchuk and Scott Kalinchuk left the meeting at 6:18 p.m.

SUBDIVISION APPROVING AUTHORITY

**Subdivision Approving
Authority Meeting – See
Separate Minutes**

- 185 **Moved by Councillor Rene Van Brabant** that Council adjourn the Regular Meeting of Council and go into the Subdivision Approving Authority meeting.

Time: 6:18 p.m.

CARRIED

**Subdivision Approving
Authority Meeting – See
Separate Minutes**

- 186 **Moved by Councillor Chad Colbourne** that Council adjourn the Subdivision Approving Authority meeting and return to the Regular Meeting of Council.

Time 6:18 p.m.

CARRIED

BYLAW

**Amending Bylaw No. 1472-18
– Amendment to Land Use
Bylaw 1447-16(LUBA 18-001) –
Addition of Regulations and
Definitions for Cannabis – 2nd
and 3rd Reading**

Mark Power, CAO, stated the Federal Government has now finalized the Cannabis Legislation, and stores will be able to start stocking their retail establishments on October 17, 2018. There is still the question about whether or not the Provincial Government is going to regulate Cannabis, as it does alcohol. This will not affect the Land Use Bylaw, which is why it is before Council for second and third reading. The latest information, as of Friday, the AGLC has a requirement in their permitting process that has a number of stages, and the last stage would be license approval from the municipality. In discussions today with Brownlee Fryett, they are suggested we use wording on our permits, such as “the applicant must comply with Federal/Provincial legislation” as a condition of the development permit.

CAO, M. Power also indicated that there are still a few issues that Administration wanted to get clarification from Council on:

1. Does Council want to restrict the number of Cannabis Retail stores in Bonnyville, and
2. Does Council want to have a setback between retail establishments and public gathering places, and
3. Does Council want to have a setback between Cannabis retail establishments.

Councillor Van Brabant stated that we can always strengthen our Bylaws at a later date. He then stated that the Province is only approving 240 retail outlets anyway, so he sees no need for further restrictions.



**Amending Bylaw No. 1472-18
– Text Amendment to Land
Use Bylaw 1447-16(LUBA 18-
001) – Additions of
Regulations and Definitions
for Cannabis – 2nd and 3rd
Reading**

Mark Power, CAO, noted that the Province has not indicated that they will be restricting the number in each municipality.

Mayor Sobolewski stated that he spoke with the AGLC, they indicated to him that, as he understands, each municipality will have to regulate the number of stores in their communities.

Councillor McEvoy stated that he does not believe a restriction is necessary, as it will be market driven, and it would be not be in our best interest to put a cap on it now seeing that there will only be 240 retail establishments in Province.

Council agreed not to put a cap on the number of Cannabis retail establishments in the Town of Bonnyville.

Mayor Sobolewski asked Council if they would like to have a setback between Cannabis retail stores. AHS has recommended a 100m setback between establishments and this was supported by the public open house.

Councillor McEvoy stated he disagrees with any separation setbacks.

Councillor Colbourne agreed with Councillor McEvoy.

Council agreed not to put a separation distance between Cannabis retail establishments.

Mayor Sobolewski asked Council if they wanted to add a setback from public gathering spaces.

Councillor McEvoy stated that the 150 m required by AGLC now from certain places, by adding other places to this restriction we will need to talk about the definitions for a hall, a church, a legion and an athletic facility etc. He thought it was agreed at first reading to leave it at what the AGLC required.

Mayor Sobolewski agreed with Councillor McEvoy whereas there should be no changes to the setbacks, he stated he spoke with the AGLC, and we will likely see changes in the current regulations within one to three years. We may be continually changing our Bylaw when the regulations change and he would prefer to see wording that mirrors the AGLC.

**Amending Bylaw No. 1472-18
– Amendment to Land Use
Bylaw 1447-16(LUBA 18-001) –
Addition of Regulations and
Definitions for Cannabis – 2nd
and 3rd Reading**

- 187 **Moved by Councillor Rene Van Brabant** that Council add a 150m setback between Cannabis retail establishments and public gathering places/community centers to Bylaw No. 1472-18 – Text Amendment to Land Use Bylaw 1447-16(LUBA 18-001) – Additions of Regulations and Definitions for Cannabis

DEFEATED



**Amending Bylaw No. 1472-18
– Amendment to Land Use
Bylaw 1447-16(LUBA 18-001) –
Additions of Regulations and
Definitions for Cannabis – 2nd
and 3rd Reading**

- 188 **Moved by Councillor Brian McEvoy** that Council provide second reading to Bylaw No. 1472-18 – Amendment to Land Use Bylaw 1447-16(LUBA 18-001) – Addition of Regulations and Definitions for Cannabis

CARRIED

- 189 **Moved by Councillor Chad Colbourne** that Council provide third and final reading to Bylaw No. 1472-18 – Amendment to Land Use Bylaw 1447-16(LUBA 18-001) – Addition of Regulations and Definitions for Cannabis.

CARRIED

Dale and Jana Fleming left the meeting at 6:50 p.m.

**Bylaw 1475-18 - Amendment
to Land Use Bylaw No. 1447-
16 Addition of Regulations for
Detached Garages in the R2B
Land Use.- – 2nd and 3rd
Reading**

- 190 **Moved by Councillor Lorna Storoschuk** that Council provide second reading to Bylaw No. 1475-18 – Amendment to Land Use Bylaw No. 1447-16 – Addition of Regulations for Detached Garages in the R2B Land Use.

CARRIED

- 191 **Moved by Councillor Chad Colbourne** that Council provide third and final reading to Bylaw No. 1475-18 – Amendment to Land Use Bylaw No. 1447-16 – Addition of Regulations for Detached Garages in the R2B Land Use.

CARRIED

**Bylaw 1473-18 Amendment to
Business Licence Bylaw No.
1236-03 – All Three Readings**

Mark Power, CAO, noted that we have established a new development permit and application fee that is all inclusive. We now need to add Cannabis as a Type 'C2' Regulated Business to the Business Licence Bylaw.

The other new addition was in regards to late payment penalties. It has been added that if payment is not made by January 31st, there is late payment penalty of \$50.00 and if paid after March 31st there is a late payment penalty of \$50.00 plus double the regular Business licence Fee shall be applied.

- 192 **Moved by Councillor Rene Van Brabant** that Council provide first reading to Bylaw No. 1473-18 – Amendment to Business Licence Bylaw No. 1236-03

CARRIED



**Bylaw 1473-18 Amendment to
Business Licence Bylaw No.
1236-03 – All Three Readings**

- 193 **Moved by Councillor Brian McEvoy** that Council provide second reading to Bylaw No. 1473-18 – Amendment to Business Licence Bylaw No. 1236-03

CARRIED

- 194 **Moved by Councillor Chad Colbourne** that Council proceed to third and final reading to Bylaw No. 1473-18 – Amendment to Business Licence Bylaw No. 1236-03

CARRIED UNANIMOUSLY

- 195 **Moved by Councillor Lorna Storoschuk** that Council provide third and final reading to Bylaw No. 1473-18 – Amendment to Business Licence Bylaw No. 1236-03

CARRIED

BUSINESS

**Delegation Request - Extreme
Mudfest**

- 196 **Moved by Councillor Elisa Brosseau** that Council approve \$2,500.00 donation to the Extreme Mudfest, waive the fees for the use of the Ball Diamonds and approve the use of the land at the south end portion for camping.

CARRIED

**ID 349 Regional Collaboration
Committee**

Mayor Sobolewski stated that the Minister has given the approval for the Committee to move forward, and the next step is for each municipality to bring forward their top priorities for the regional funding.

Extensive discussion ensued.

- 197 **Moved by Councillor Chad Colbourne** that Council direct the CAO to bring 5 items to the ID 349 Regional Collaboration Committee for consideration including a Regional Fine Arts Centre, Upgrades to the Bonnyville Health Centre Parking Lot, renovations to the Bonnyville Health Centre Emergency Department, expansion of the 911 Call Centre and under the Operational Category, funding for Non-Emergency Transport Vehicle staffing.

CARRIED

ICIP Grant Priorities

Bill Rogers, ACAO, stated that Administration is suggesting putting the strongest application in first for the first intake on August 1, and then send the next one on the second intake date of November 1, 2018.



ICIP Grant Priorities

Mark Power, CAO, asked that once the Expression of Interest is accepted, when the application has to be submitted.

Bill Rogers, ACAO, stated that the EOI's are ranked by the Province, they choose the priorities and recipients for funding.

Extensive discussion ensued.

- 198 **Moved by Councillor Elisa Brosseau** that Council approve the submission of the Fine Arts Centre for the first intake on August 1, 2018 and submit the Aquatic Centre for the second intake in November 2018.

CARRIED

Policy No. 18-AD-074 – Public Participation and Engagement Policy

Bill Rogers, ACAO, stated that with the changes that were incorporated in to the Municipal Government Act, there are a number of requirements including the passage of a Public Participation and Engagement Policy that must be completed by July 23rd, 2018. Policy 18-AD-074, meets key requirements from Sec. 216.1 of the MGA while also offering engagement practices which will help ensure the public is given an opportunity to participate in decisions that affect them.

- 199 **Moved by Councillor Rene Van Brabant** that Council approve Policy No. 18-AD-074, Public Participation and Engagement Policy.

CARRIED

Invitation – Economic Partnership Summit – October 11, 2018

A letter was received by Administration with 2 complimentary tickets to attend the Economic Partnership Summit being held in Lloydminster on October 11, 2018. There are also tickets available for purchase should more than two of council wish to attend.

- 200 **Moved by Councillor Chad Colbourne** that Council send Mayor Sobolewski and Councillor Elisa Brosseau with the complimentary tickets, and purchase two tickets, if available, at a cost of \$210.00, for Councillors Chad Colbourne and Brian McEvoy to attend as well.

CARRIED

M.D. of Bonnyville Funded RCMP Support Staff Position

Mark Power, CAO, stated that in the initial discussion with the M.D. of Bonnyville, they had indicated that they would be looking for the Town to cover the amount that would not be covered by the M.D. of Bonnyville contribution. Upon further discussions, it was decided that the M.D. of Bonnyville would cover the actual costs of the position plus 15%, which would cover any of the overhead costs.



**M.D. of Bonnyville Funded
RCMP Support Staff Position**

- 201 **Moved by Councillor Rene Van Brabant** that Council authorize Administration to work out an arrangement with the M.D. of Bonnyville whereby the M.D. of Bonnyville would cover the costs associated with one additional Municipal Employee position at the Bonnyville RCMP Detachment.

CARRIED

**Signage Recommendations –
Leon Paul Bougie Ball Park,
Wayne Manor**

Bill Rogers, ACAO, stated that at the June 12 Council meeting, Council approved the Naming committee's sign ideas for the 'Leon Paul Bougie Ball Park'. Direction was given to investigate additional local firms to see if comparable products could be designed and produced. A local estimate was received and both estimates from Banff Sign Co. and The Knotty Carver estimates are included.

- 202 **Moved by Councillor Chad Colbourne** that Council approve the signage for 'Wayne Manor' and 'Leon Paul Bougie Ball Park', to be awarded to "the Knotty Carver" for \$3,500.00 + GST.

CARRIED

COMMITTEE REPORTS

Councillor Rene Van Brabant

Councillor Van Brabant attended the Canada Day Celebrations and the Naming Committee meeting

Councillor Elisa Brosseau

Councillor Brosseau attended the Notre Dame High School's Wildcat Academic and Athletic Excellence Awards, the Toast Masters Official Opening, the FCSS Board meeting, and the Canada Day Pancake Breakfast and Parade.

Mayor Gene Sobolewski

Mayor Sobolewski attended a meeting with a Cenovus representative, where Cenovus is looking to open dialog with the Town of Bonnyville once again, a Frog Lake Consultation meeting on the waterline, Canada Day Parade Float set up, and a Ribbon Cutting Ceremony at Nick's Lounge. He also attended the Canada Day Pancake Breakfast, ceremonies at the Museum and the Parade, a Bonnyville Learning Council meeting, a meeting regarding the campground at Vezeau Beach, and a teleconference regarding the Bonnyville Learning Council. He also met with Bill Rogers, ACAO, and Ina Smith, Library Director, discussing the library needs relative to the C2 Centre and a Regional Waterline meeting.

Councillor Chad Colbourne

Councillor Colbourne attended the Notre Dame High School's Wildcat Academic and Athletic Excellence Awards, the Canada Day Pancake Breakfast, Opening Ceremonies at the Museum, the Parade and the Fireworks. He also had a meeting with Bob Bezpalko from Alberta HUB.



Councillor Lorna Storoschuk

Councillor Storoschuk attended the Daycare Board meeting, the FCSS Board meeting, the Canada Day Pancake Breakfast, Opening Ceremonies at the Museum, the Parade and the Fireworks. She also attended the LICA (Lakeland Industry & Community Association) Shore Clean Up and the Naming Committee meeting.

Councillor Brian McEvoy

Councillor McEvoy attended the Canada Day Pancake Breakfast, Opening Ceremonies at the Museum, the Parade and the Fireworks.

CORRESPONDENCE AND INFORMATION

Letter – Alberta Municipal Affairs – 2018 Minister's Awards for Municipal Excellence Submission

A letter was received thanking the Town of Bonnyville for the submission of the Physician Attraction and Retention to the Partnership category for the 2018 Minister's Awards for Municipal Excellence, and to advise us that our submission was unsuccessful this year.

Letter - Alberta Culture and Tourism – The Stars of Alberta Volunteer Awards Nominations

A letter from Alberta Culture and Tourism was received advising that the 2018 awards nominations are now open for the Stars of Alberta Volunteer Awards.

Invitation – 15th Annual Andy Collins Golf Tournament – Thursday August 16th, 2018

Councillors Elisa Brosseau, Chad Colbourne, Lorna Storoschuk and ACAO, Bill Rogers will all partake in the tournament on Thursday August 16th, 2018.

- 203 **Moved by Councillor Brian McEvoy** that Council authorize the registration of 1 team of four players in the Andy Collins Golf Tournament at a cost of \$500.00.

CARRIED

Proclamation – National Drowning Prevention Week – July 15 – 21, 2018.

Mayor Sobolewski proclaimed July 15 – 21, 2018 to be National Drowning Prevention Week in the Town of Bonnyville.

QUESTIONS

Councillor Brosseau stated that she heard news that the M.D. of Bonnyville did not pass their Borrowing Bylaw in support of the Pontiacs and asked what this means for the Pontiacs.

Mark Power, CAO, explained that the Pontiacs will move forward and only use the Town portion for borrowing.

Councillor Storoschuk asked if Council was going to revisit the Smoking bylaw regarding Cannabis.

Mark Power, CAO, stated that yes we will before October 17th if the Province does not change the current regulations that



QUESTIONS

allow someone to walk down the street smoking Cannabis. Councillor Brosseau asked if Council had an interest in developing an Economic Development Report, that would come to Council either Quarterly or monthly and report on the businesses in Town to give Council a better idea of the economic activity going on.

Mayor Sobolewski asked Administration to add an Economic Development Report as an item on the next Agenda for August 28, 2018.

Councillor Colbourne wanted to pass on a thank you from residents of Beau Vista for all the work being done on the roads and fixing a man cover in that area.

IN CAMERA

- 204 **Moved by Councillor Brian McEvoy** that Council adjourn the Regular Meeting of Council and go In Camera, pursuant to Section 197(2) of the Municipal Government Act, 2000, Chapter F-25 and amendments thereto, and Division 2 of Part 1; Section 25, Disclosure harmful to economic and other interests of a public body; Section 27, Privileged information; and Section 16, Disclosure harmful to business interest of a third party, of the Freedom of Information & Protection of Privacy Act, Revised Statutes of Alberta 2000.

Time: 8:28 p.m.

CARRIED

In addition to all of Council present, Mark Power, CAO and Bill Rogers, ACAO, attended the in camera session to provide Administrative and Procedural support.

IN CAMERA

- 205 **Moved by Councillor Brian McEvoy** that Council adjourn In Camera and return to the Regular Meeting of Council.

Time: 9:12 p.m.

CARRIED

9:12 p.m. - The Regular meeting of Council resumed with no public present.

- 206 **Moved by Councillor Rene Van Brabant** that Council make an offer of \$45,000.00 to purchase of land located at 4901 - 49 Avenue in Bonnyville.

CARRIED



ADJOURNMENT


207 **Moved by Councillor Elisa Brosseau** that the Regular Meeting of Council be adjourned.

Time: 9:12 p.m.


CARRIED

ADOPTION OF MINUTES

Minutes read and adopted this 28th day of AUGUST, 2018.



Mayor



Chief Administrative Officer