



Council - Regular Meeting Minutes

Tuesday, August 13, 2019

6:00 p.m.

Council Chambers

Council Present: Mayor Craig Copeland
Councillor Bob Buckle
Councillor Jurgen Grau
Councillor Duane Lay
Councillor Vicky Lefebvre
Councillor Kirk Soroka (Via Teleconference 6:04 pm - 8:09 pm)
Councillor Chris Vining

Staff Present: Chief Administrative Officer Kevin Nagoya
General Manager of Infrastructure Services Azam Khan
General Manager of Planning & Development Services Howard Pinnock
General Manager of Community Services Glenn Barnes
Manager of Legislative Services/Acting General Manager of Corporate Services Kristy Isert
Manager of Strategic Initiatives Andrew Serba
Executive/Recording Secretary Cindy Reimer

Staff Absent: General Manager of Corporate Services Linda Mortenson

CALL TO ORDER

The meeting was called to order at this time being 6:04 p.m. by Mayor Copeland.

ADOPTION OF AGENDA

Resolution # CRM20190813.1001

Moved by Councillor Buckle

That the agenda be adopted as presented with the following amendment:

Remove City Financial Reports Item 8.1 City Financial Reports - June 2019

Carried Unanimously

DISCLOSURE OF INTEREST

None.

MINUTES APPROVAL

Council - Regular Meeting July 9, 2019

Resolution # CRM20190813.1002

Moved by Councillor Vining

That the minutes of Council's regular meeting held July 9, 2019 be accepted as presented.

Carried Unanimously

Council - Special Meeting July 23, 2019

Resolution # CRM20190813.1003

Moved by Councillor Lefebvre

That the minutes of Council's special meeting held July 23, 2019 be accepted as presented.

Carried Unanimously

PUBLIC QUESTION PERIOD

Mr. Bertrand Bertin of 4214-51 Avenue queried if Council could revisit the City's smoking bylaw noting concerns that he cannot keep his windows open due to cannabis odours coming in, which in turn create breathing issues due to his asthma?

Chief Administrative Officer K. Nagoya provided some input noting that it will be difficult to know how far a municipal can push enforcement on this issue.

Mayor Copeland asked that Mr. Bertin provide him with his email address so that Administration can look into the request and report back to him.

PUBLIC HEARINGS

Bylaw No. 650-LU-19 - Amend LUB No. 382-LU-10

Mayor Copeland declared the public hearing for reviewing Bylaw No. 650-LU-19, being a Bylaw to Amend Land Use Bylaw No. 382-LU-10 to Rezone Plan 8442ET, Block 18, Lot 1 and Plan 8442ET, Block 17 (South Portion) from C1 (Downtown Commercial) to DC (Direct Control), in the City of Cold Lake, open at this time being 6:09 p.m.

Mayor Copeland reviewed the rules of the public hearing and reminded all individuals of the public hearing protocol and purpose, and then asked Administration to introduce the bylaw.

General Manager of Planning & Development Services H. Pinnock briefly introduced Bylaw No. 650-LU-19, being a Bylaw to Amend Land Use Bylaw No. 382-LU-10 to Rezone Plan 8442ET, Block 18, Lot 1 and Plan 8442ET, Block 17 (South Portion) from C1 (Downtown Commercial) to DC (Direct Control), in the City of Cold Lake.

Mayor Copeland opened the floor for public concerns and comments with respect to Bylaw No. 650-LU-19.

As there were no public in attendance to voice their concerns and/or provide comments with respect to Bylaw No. 650-LU-19, Mayor Copeland declared the public hearing closed at this time being 6:10 p.m.

DELEGATIONS

None.

CITY FINANCIAL REPORTS

None.

OLD BUSINESS

Bylaw No. 650-LU-19 - Amend LUB No. 382-LU-10

Resolution # CRM20190813.1004

Moved by Councillor Lefebvre

That Bylaw No. 650-LU-19, being a Bylaw to Amend Land Use Bylaw No. 382-LU-10 to Rezone Plan 8442ET, Block 18, Lot 1 and Plan 8442ET, Block 17 (South Portion) from C1 (Downtown Commercial) to DC (Direct Control), in the City of Cold Lake, be given second reading.

Carried Unanimously

Resolution # CRM20190813.1005

Moved by Councillor Soroka

That Bylaw No. 650-LU-19 be given third and final reading.

Carried Unanimously

Request for Funding - Hearts for Healthcare's 2nd Annual Mega Bounce 5K Run

Resolution # CRM20190813.1006

Moved by Councillor Buckle

That Council authorize the City of Cold Lake to become a Family Fun Zone Platinum Level Supporter by way of providing a sponsorship in the amount of \$3,000.00 to the Hearts for Healthcare's 2nd Annual Mega Bounce 5K Run; whereas, the City will be provide a \$1,000.00 cash donation and a \$2,000.00 cash donation to offset the amusement equipment rental costs to host the Family Fun Zone being held Saturday, September 7, 2019 with funds to come from Council Goodwill (1-2-11-20-229).

In Favor (6): Mayor Copeland, Councillor Buckle, Councillor Grau, Councillor Lay, Councillor Lefebvre, and Councillor Soroka

Opposed (1): Councillor Vining

Carried

NEW BUSINESS

Bylaw No. 651-FN-19 - Short-Term Borrowing Bylaw

Resolution # CRM20190813.1007

Moved by Councillor Lay

That Bylaw No. 651-FN-19, being a Bylaw to Authorize the City to Borrow Funds to Meet Short-Term Operational Needs, in the City of Cold Lake, be given first reading.

Carried Unanimously

Policy No. 141-RC-12 - Cold Lake Marina Operations and Allocation Policy Amendment

Resolution # CRM20190813.1008

Moved by Councillor Grau

That Council amend Policy No. 141-RC-12, being the Cold Lake Marina Operations and Allocation Policy, as presented.

Carried Unanimously

Policy No. 199-AD-16 - Equipment Rental Policy Amendment

Resolution # CRM20190813.1009

Moved by Councillor Vining

That Council amend Policy No. 199-AD-16, being the Equipment Rental Policy, as presented.

Carried Unanimously

Capital Budget Amendment - Investing in Canada Infrastructure Program (ICIP) Grant

Resolution # CRM20190813.1010

Moved by Councillor Buckle

That Council allocate an additional \$199,800.00 in MSI grant money towards the Phase 3 Kinosoo Beach Project.

Carried Unanimously

AEP Letter - Inter-Basin Transfers

Resolution # CRM20190813.1011

Moved by Councillor Grau

That Council authorize a letter from the City of Cold Lake and/or Cold Lake Regional Utility Services Commission (CLRUSC) to the Minister of Environment and Parks requesting clarity on the government's stance and procedures regarding inter-basin transfers.

Carried Unanimously

Encroachment Agreement Request EA19-001

Resolution # CRM20190813.1012

Moved by Councillor Vining

That Council deny the request from the owner of Lot 2, Block 15, Plan 902-1475 (5107-60 Street) for an Encroachment Agreement with respect to Lot 3PUL, Block 15, Plan 902-1475 (5105A-60 Street).

In Favor (6): Councillor Buckle, Councillor Grau, Councillor Lay, Councillor Lefebvre, Councillor Soroka, and Councillor Vining

Opposed (1): Mayor Copeland

Carried

Encroachment Agreement Request EA19-002

Resolution # CRM20190813.1013

Moved by Councillor Vining

That Council direct Administration to enter into an encroachment agreement with the owner of Lot 1, Block 2, Plan 773KS (1815-1 Avenue) for a term of five (5) years with an option to renew for an additional five (5) year term.

Carried Unanimously

Cold Lake Library Board Resignation

Resolution # CRM20190813.1014

Moved by Councillor Lefebvre

That Council accept, with regret, the resignation of Ms. Emily Heyne from the Cold Lake Library Board effective immediately.

Carried Unanimously

COMMITTEE REPORTS

Minutes January 15, 2019 Occupational Health and Safety Committee

Information.

Minutes March 12, 2019 Occupational Health and Safety Committee

Information.

Minutes April 9, 2019 Occupational Health and Safety Committee

Information.

STAFF REPORTS

Chief Administrative Officer's Monthly Report - July 2019

Information.

Report to Chief Administrative Officer - Corporate Services - July 2019

Information.

Report to Chief Administrative Officer - Infrastructure Services - July 2019

Information.

Report to Chief Administrative Officer - Planning and Development Services - July 2019

Information.

Report to Chief Administrative Officer - Community Services - July 2019

Information.

Councillor Soroka, via teleconference, left the meeting at this time being 7:27 p.m.

COUNCIL HIGHLIGHTS/ REPORTS

Mayor & Council reported on their recent activities and attendance at various events.

Councillor Soroka, via teleconference, re-entered the meeting at this time being 7:29 p.m.

NOTICES OF MOTION /PROCLAMATIONS/ ANNOUNCEMENTS

Fetal Alcohol Spectrum Disorder Awareness Day - September 9, 2019

Mayor Copeland proclaimed September 9, 2019 as Fetal Alcohol Spectrum Disorder Awareness Day in the City of Cold Lake.

World Cerebral Palsy Day - October 6, 2019

Mayor Copeland proclaimed October 6, 2019 as World Cerebral Palsy Day in the City of Cold Lake.

Registered Veterinary Technologist Month - October 2019

Mayor Copeland proclaimed October 2019 as Registered Veterinary Technologist Month in the City of Cold Lake.

QUESTIONS

Councillor Lefebvre provided kudos to Administration with respect to the fireworks display on Sunday, August 4, 2019 which received a lot of accolades.

Councillor Lefebvre also provided kudos to Administration with respect to the maintenance of City parks.

Councillor Lefebvre raised concerns with respect to the hours of the washrooms at Kinosoo Beach, and queried if they could be unlocked earlier and left open later into the evening?

Chief Administrative Officer K. Nagoya advised that he would check into the washroom hours.

Councillor Lefebvre provided a suggestion that the City have floating bouncy castles, slip and slides, etc. at Kinosoo beach.

General Manager of Community Services G. Barnes advised that the City cannot encourage water toys, etc. at this time due to the ongoing water quality issues at Kinosoo Beach.

Several Councillors raised concerns with respect to the amount of bird droppings, dog feces, etc. at Kinosoo Beach and the ensuing quality of the water which has been ongoing all summer.

General Manager of Community Services G. Barnes advised that Administration is looking at some sort of firecracker gun, remote control vehicle/kite, etc. that will scare birds/dogs, etc. away from the area.

Chief Administrative Officer K. Nagoya advised that there are a combination of factors contributing to the water quality; noting that it is not just animal fecal matter, but human markers have also been detected.

Chief Administrative Officer K. Nagoya further advised that Administration has considered using a third party lab in addition to the provincial lab for water test results.

Councillor Soroka advised that he knows of a company that has a drone that looks like a hawk, and that he would forward the company's contact information onto Chief Administrative Officer K. Nagoya.

Councillor Grau suggested that the City provide dog service areas throughout Cold Lake.

Councillor Buckle advised Administration that the Cold Lake Regional Chamber of Commerce has received concerns from a few downtown businesses regarding the increase in downtown graffiti.

Resolution # CRM20190813.1015

Moved by Councillor Vining

That the meeting be recessed at this time being 8:09 p.m., and reconvened at the call of the Chair.

Carried Unanimously

Councillor Soroka, via teleconference, left the meeting at this time being 8:09 p.m.

Mayor Copeland reconvened the meeting at this time being 8:19 p.m.

IN CAMERA

Member-at-Large Appointment - Subdivision and Development Appeal Board

Present: Mayor Copeland, Councillors Buckle, Grau, Lay, Lefebvre, and Vining, Chief Administrative Officer K. Nagoya, General Manager of Infrastructure Services A. Khan, General Manager of Planning & Development Services H. Pinnock, General Manager of Community Services G. Barnes, Manager of Legislative Services/Acting General Manager of Corporate Services K. Isert, Manager of Strategic Initiatives A. Serba, and Executive/Recording Secretary C. Reimer.

The following section of the FOIP Act applies for exemption of the disclosure:

- FOIP Section 17, Disclosure harmful to personal privacy

Resolution # CRM20190813.1016

Moved by Councillor Lefebvre

That the meeting go "In-Camera" at this time being 8:20 p.m., pursuant to Section 197(2) of the Municipal Government Act, 2000, Chapter M-26 and amendments thereto, and Division 2 of Part 1 of the Freedom of Information & Protection of Privacy Act, Revised Statutes of Alberta 2000, Chapter F-25 and amendments thereto, to discuss Privileged Information with regard to a Member-at-Large Appointment - Subdivision and Development Appeal Board.

Carried Unanimously

Resolution # CRM20190813.1017

Moved by Councillor Vining

That the meeting come "Out-of-Camera" at this time being 8:21 p.m.

Carried Unanimously

Resolution # CRM20190813.1018

Moved by Councillor Vining

That Council appoint William Parker to the Cold Lake Subdivision and Development Appeal Board for a one (1) year term to expire October 2020.

Carried Unanimously

Doctor Incentive Program - Loan Interest Repayment Agreements

Present: Mayor Copeland, Councillors Buckle, Grau, Lay, Lefebvre, and Vining, Chief Administrative Officer K. Nagoya, General Manager of Infrastructure Services A. Khan, General Manager of Planning & Development Services H. Pinnock, General Manager of Community Services G. Barnes, Manager of Legislative Services/Acting General Manager of Corporate Services K. Isert, Manager of Strategic Initiatives A. Serba, and Executive/Recording Secretary C. Reimer.

The following sections of the FOIP Act apply for exemption of the disclosure:

- FOIP Section 17, Disclosure harmful to personal privacy
- FOIP Section 24, Advice from officials

Resolution # CRM20190813.1019

Moved by Councillor Grau

That the meeting go "In-Camera" at this time being 8:21 p.m., pursuant to Section 197(2) of the Municipal Government Act, 2000, Chapter M-26 and amendments thereto, and Division 2 of Part 1 of the Freedom of Information & Protection of Privacy Act, Revised Statutes of Alberta 2000, Chapter F-25 and amendments thereto, to discuss Privileged Information with regard to the Doctor Incentive Program - Loan Interest Repayment Agreements.

Carried Unanimously

Having realized a conflict of interest with one of the Doctor Incentive Program - Loan Interest Repayment Agreements, Councillor Lefebvre left the meeting at this time being 8:21 p.m.

Resolution # CRM20190813.1020

Moved by Councillor Vining

That the meeting come "Out-of-Camera" at this time being 8:22 p.m.

Carried Unanimously

Resolution # CRM20190813.1021

Moved by Councillor Lay

That Council approve the Loan Interest Repayment Agreement with Mr. Mohammed Azam Khan as presented.

Carried Unanimously

Councillor Lefebvre re-entered the meeting at this time being 8:23 p.m.

Resolution # CRM20190813.1022

Moved by Councillor Vining

That Council approve the Loan Interest Repayment Agreement with Mr. Hussain Aboud as presented.

Carried Unanimously

Legal - Patrick Hort v. City of Cold Lake - Human Rights Complaint

Present: Mayor Copeland, Councillors Buckle, Grau, Lay, Lefebvre, and Vining, Chief Administrative Officer K. Nagoya, General Manager of Infrastructure Services A. Khan, General Manager of Planning & Development Services H. Pinnock, General Manager of Community Services G. Barnes, Manager of Legislative Services/Acting General Manager of Corporate Services K. Isert, Manager of Strategic Initiatives A. Serba, and Executive/Recording Secretary C. Reimer.

The following sections of the FOIP Act apply for exemption of the disclosure:

- FOIP Section 23, Local public body confidences
- FOIP Section 24, Advice from officials
- FOIP Section 27, Privileged information

Resolution # CRM20190813.1023

Moved by Councillor Buckle

That the meeting go "In-Camera" at this time being 8:24 p.m., pursuant to Section 197(2) of the Municipal Government Act, 2000, Chapter M-26 and amendments thereto, and Division 2 of Part 1 of the Freedom of Information & Protection of Privacy Act, Revised Statutes of Alberta 2000, Chapter F-25 and amendments thereto, to discuss Privileged Information with regard to Legal - Patrick Hort v. City of Cold Lake - Human Rights Complaint.

Carried Unanimously

Resolution # CRM20190813.1024

Moved by Councillor Vining

That the meeting come "Out-of-Camera" at this time being 8:33 p.m.

Carried Unanimously

ADJOURNMENT

Resolution # CRM20190813.1025

Moved by Councillor Vining

That the meeting be adjourned at this time being 8:34 p.m.

Carried Unanimously

Mayor

Chief Administrative Officer