

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE TOWN OF  
BLACK DIAMOND, IN THE PROVINCE OF ALBERTA, HELD  
WEDNESDAY MAY 19, 2010 AT 7:30 P.M. IN THE TOWN OFFICE**

- PRESENT** Mayor Sharlene Brown  
Councillors Bill Price, Michel Jackson, Tyler Bray, Sharon Hart and Judy Thomson  
Town Manager Joanne Irwin, Administrative Assistant Verna Staples and Public Works Manager Andy Pfeifer  
Approximately 6 guests were in the gallery.
- ABSENT** Councillor Mike Ross was absent due to illness and sent his regrets.
- ORDER** Mayor Sharlene Brown called the meeting to order at 7:30p.m.
- 15-MINUTE QUESTION & ANSWER PERIOD** Mayor Sharlene Brown declared the 15-minute question & answer period open at 7:31 p.m. Ruth Goodwin, Black Diamond resident, questioned the proposed site of the Diamond Valley Centre 78 Community Centre and whether the residents on 1<sup>st</sup> Avenue NE would be notified of the intended placement of the Community Centre. She outlined traffic concerns for 1<sup>st</sup> Avenue NE, and asked if there is going to be access to the facility from Highway 7. Mayor Sharlene Brown explained that the Community Centre is not certain to be located at that site, as there are things that need to be investigated, such as if the facility can be built on that property, and water issues on that property that have to be mitigated prior to any final decisions being made by Council. She then outlined the public hearing process that must take place prior to any rezoning of property. Gordon Tomte, Black Diamond resident, stated that the budget meetings were not posted for the public to attend, and therefore the public was not participating in these meetings. He stated that he believes that one inefficiency in the Town of Black Diamond is snow removal, and further stated that 2 smaller trucks could carry more snow than the large truck with the boards installed on it. He stated that he felt that some of the numbers need to go back to have inefficiencies such as this corrected. Mayor Sharlene Brown outlined the 12% increase passed along from the Alberta School requisitions, as well as the smaller increases to other Provincial requisitions. As there were no further questions forthcoming, Mayor Sharlene Brown declared the 15-minute question & answer period closed at 7:40 p.m.

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**AGENDA**

**Res. 2010-187**

Moved by Councillor Michel Jackson that Council agree to accept the agenda as amended to include Item 7a)(i) FCM Alert: Environment Canada's proposed new wastewater regulations; Item 7b)(iii) Proposed Electoral Division Areas: Letter from MD of Foothills No. 31 to Alberta Electoral Boundaries Commission; Item 7e)(vi) AMSC's Swing into Summer Golf Tournament: Resolution 2010-172; Item 7e)(vii) AAMDC Business Services Golf Tournament invitation; Item 7e)(viii) Fortis Alberta "Night at the Races" invitation; an In Camera session to discuss a land issue; and Councillor Michel Jackson requested the addition of Item 7b)(iv) Diamond Valley Centre 78 Community Centre.

**UNANIMOUSLY CARRIED**

**MINUTES**

**Res. 2010-188**

Moved by Councillor Tyler Bray that Council agree to adopt the Minutes of the Special Council Meeting held April 22, 2010, as presented.

**UNANIMOUSLY CARRIED**

**Res. 2010-189**

Moved by Mayor Sharlene Brown that Council agree to adopt the Minutes of the Regular Council Meeting held May 5, 2010, as presented.

**UNANIMOUSLY CARRIED**

**Res. 2010-190**

Moved by Councillor Michel Jackson that Council agree to adopt the Minutes of the Special Council Meeting held May 10, 2010, as presented.

**UNANIMOUSLY CARRIED**

**BYLAWS**

**a) Bylaw 10-05: Assessment Review Board Bylaw**

**Res. 2010-191**

Moved by Councillor Sharon Hart that Council agree to give Bylaw 10-05 first reading.

**UNANIMOUSLY CARRIED**

**Res. 2010-192**

Moved by Councillor Judy Thomson that Council agree to give Bylaw 10-05 second reading.

**UNANIMOUSLY CARRIED**

**Res. 2010-193**

Moved by Councillor Michel Jackson that Council agree to give Bylaw 10-05 third reading at this time.

**UNANIMOUSLY CARRIED**

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**Res. 2010-194**                      Moved by Mayor Sharlene Brown that Council agree to give Bylaw 10-05 third and final reading.  
**UNANIMOUSLY CARRIED**

**b) Bylaw 10-08: Street Tree Maintenance Bylaw**

**Res. 2010-195**                      Moved by Councillor Sharon Hart that Council agree to give Bylaw 10-08 first reading and further agree to present this bylaw to the public for their input.  
**UNANIMOUSLY CARRIED**

**c) Bylaw 10-06: Tax Rate Bylaw**

**Res. 2010-196**                      Moved by Councillor Michel Jackson that Council agree to give Bylaw 10-06 first reading.  
**UNANIMOUSLY CARRIED**

**Res. 2010-197**                      Moved by Councillor Judy Thomson that Council agree to give Bylaw 10-06 second reading.  
**UNANIMOUSLY CARRIED**

**Res. 2010-198**                      Moved by Councillor Sharon Hart that Council agree to give Bylaw 10-06 third reading at this time.  
**UNANIMOUSLY CARRIED**

**Res. 2010-199**                      Moved by Mayor Sharlene Brown that Council agree to give Bylaw 10-06 third and final reading.  
**UNANIMOUSLY CARRIED**

**d) Bylaw 10-07: Business Tax Rate Bylaw**

**Res. 2010-200**                      Moved by Councillor Tyler Bray that Council agree to give Bylaw 10-07 first reading.  
**UNANIMOUSLY CARRIED**

**Res. 2010-201**                      Moved by Councillor Sharon Hart that Council agree to give Bylaw 10-07 second reading.  
**UNANIMOUSLY CARRIED**

**Res. 2010-202**                      Moved by Councillor Judy Thomson that Council agree to give Bylaw 10-07 third reading at this time.  
**UNANIMOUSLY CARRIED**

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**Res. 2010-203**

Moved by Councillor Bill Price that Council agree to give  
Bylaw 10-07 third and final reading.

**UNANIMOUSLY CARRIED**

**ACTION ITEMS**

**a) Core Strategy: Provide Safe and Effective Service**

**(i) FCM Alert: Environment Canada's proposed new  
wastewater regulations**

**Res. 2010-204**

Moved by Mayor Sharlene Brown that Council agree that

- WHEREAS Environment Canada has recently proposed draft regulations that would set a baseline standard for all wastewater systems in Canada; and,  
WHEREAS municipalities support efforts to improve wastewater treatment and protect Canada's rivers, lakes and oceans; and,  
WHEREAS these regulations will require upgrades to one in four wastewater systems in Canada, directly affecting over 400 municipalities; and,  
WHEREAS cities and communities are already facing an estimated \$125-billion municipal infrastructure deficit that does not include the cost of meeting these new wastewater regulations and \$115 billion more is needed to expand and build new infrastructure to serve growing populations and support economic development; and,  
WHEREAS the cost of meeting these new regulations in just four cities is estimated by the local authorities at more than \$4 billion, which accounts for almost all of Environment Canada's \$5.9 billion estimate for the entire country, suggesting that the government's estimates are far too low; and,  
WHEREAS Environment Canada has proposed these draft regulations without a cost-shared funding strategy, which means that the cost of meeting these new obligations would be, by default, imposed on municipal taxpayers; and,  
WHEREAS the cost of upgrading wastewater systems without a cost-shared funding strategy will result in the largest property tax increase in Canadian history, resulting in an average increase of \$1,000 for hundreds of thousands of households in affected communities, and/or will require displacing projects that meet other local priority needs; and,  
WHEREAS these regulations, although not directly affecting every community, reflect the infrastructure

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changes facing every municipal government in the country, where Councils are forced to balance the need to deliver safe drinking water with the need to upgrade crumbling overpasses and insufficient wastewater treatment and congested roads, all while collecting just eight cents of every tax dollar paid; and,

WHEREAS there are serious concerns with Environment Canada's cost estimates and technical aspects of the regulations that can not be resolved within the 60 day public comment period; and

THEREFORE BE IT RESOLVED that FCM call on the federal government to work with municipalities, provinces and territories to develop a cost-shared financing and implementation plan for these new wastewater regulations, as part of a long-term national plan to eliminate the municipal infrastructure deficit.

BE IT FURTHER RESOLVED that FCM call on Environment Canada, as a first step in the development of a cost-shared funding plan, to commit to work in partnership with municipalities to establish a thorough and objective estimation of the front-line costs and trade-offs of meeting the regulations and to resolve outstanding technical and implementation issues.

- and that Council further agree to forward a letter to Mr. Randall Meades, Director General, Public and Resources Sectors Directorate of Environment Canada.

**UNANIMOUSLY CARRIED**

**b) Core Strategy: Partnerships**

**(i) Resignation of G. Jones from Parks & Recreation Board**

**Res. 2010-205**

Moved by Councillor Sharon Hart that Council agree to accept the resignation of George Jones from the Parks & Recreation Board, and to send him a letter thanking him for serving on this board.

**UNANIMOUSLY CARRIED**

**Res. 2010-206**

Moved by Councillor Sharon Hart that Council agree to advertise a vacancy for a Member at Large on the Parks & Recreation Board.

**UNANIMOUSLY CARRIED**

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**(ii) Resignation of Director of Emergency Management**

**Res. 2010-207**

Moved by Councillor Tyler Bray that Council agree to accept the resignation of Rudy Torn as Interim Director of Emergency Management with regret, and further agree to send him a letter thanking him for his service to the Agency and the community.

**UNANIMOUSLY CARRIED**

**(iii) Proposed Electoral Division Areas: Letter from MD of Foothills No. 31 to Alberta Electoral Boundaries Commission**

**Res. 2010-208**

Moved by Mayor Sharlene Brown that Council agree to send a letter to the Alberta Electoral Boundaries Commission in support of the boundaries remaining the same as current boundaries, with a cc to MLA Ted Morton, MLA George Groeneveld, the MD of Foothills, the Village of Longview and the Town of Turner Valley.

**UNANIMOUSLY CARRIED**

Councillor Tyler Bray declared a pecuniary interest related to the Diamond Valley Centre 78 Community Centre project, as he is a contract employee of the Royal Canadian Legion Branch No. 78, who may be affected monetarily by any decisions related to this issue, and noted that he will be declining discussion and will further abstain from voting on the matter, and excused himself from the room.

**(iv) Diamond Valley Centre 78 Community Centre**

**Res. 2010-209**

Moved by Mayor Sharlene Brown that Council agree to request that the Diamond Valley Centre 78 Society make a formal, written request if it wishes Council to advocate on their behalf and schedule a meeting with Minister Ted Morton to discuss concerns in the matter of the \$500,000 grant.

**UNANIMOUSLY CARRIED**

Councillor Tyler Bray returned to the Council Chambers table at this time and returned to his seat at the Council Table.

**c) Core Strategy: Improve Communication** – no items to discuss

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**d) Core Strategy: Positive Leadership**

**(i) Appointment of Verna Staples as Returning Officer**

**Res. 2010-210**

Moved by Councillor Judy Thomson that Council agree to appoint Verna Staples as Returning Officer for the 2010 Municipal Election.

**UNANIMOUSLY CARRIED**

**(ii) Assessment Review Board decisions**

**Res. 2010-211**

Moved by Mayor Sharlene Brown that Council agree to appoint Joanne Irwin and Verna Staples as Assessment Review Board Clerks.

**UNANIMOUSLY CARRIED**

**Res. 2010-212**

Moved by Councillor Michel Jackson that Council agree to join the Joint Regional Assessment Review Board and authorize Town Manager Joanne Irwin to sign the agreement.

**UNANIMOUSLY CARRIED**

**Res. 2010-213**

Moved by Councillor Bill Price that Council agree to advertise for Members at Large to serve on the Assessment Review Board.

**UNANIMOUSLY CARRIED**

**Res. 2010-214**

Moved by Councillor Sharon Hart that Council agree to appoint Tyler Bray and Michel Jackson to the Joint Regional Assessment Review Board as members of the Regional Pool.

**UNANIMOUSLY CARRIED**

**(iii) Detailed Assessment Audit Report: Assessment Roll  
Year 2009**

**Res. 2010-215**

Moved by Councillor Michel Jackson that Council agree to accept the "Detailed Assessment Audit Report: Assessment Roll Year 2009" for information, and to send Assessor Doug Jensen a letter thanking him for his excellent work.

**UNANIMOUSLY CARRIED**

**RECESS**

**Res. 2010-216**

Moved by Mayor Sharlene Brown that Council agree to recess the meeting at 8:34 p.m.

**UNANIMOUSLY CARRIED**

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**RECONVENE**

**Res. 2010-217**

Moved by Mayor Sharlene Brown that Council agree to reconvene the meeting at 8:47 p.m.

**UNANIMOUSLY CARRIED**

**e) Miscellaneous Items**

**(i) Community EcoAction Challenge**

**Res. 2010-218**

Moved by Mayor Sharlene Brown that Council agree that information regarding the Community EcoAction Challenge be forwarded to the Sustainable Black Diamond Advisory Committee, by Councillor Michel Jackson, for their consideration.

**UNANIMOUSLY CARRIED**

**(ii) 30<sup>th</sup> Annual Turner Valley Charity Golf Classic & Silent Auction invitation**

**Res. 2010-219**

Moved by Councillor Sharon Hart that Council agree to register Mayor Sharlene Brown to golf in the 30<sup>th</sup> Annual Turner Valley Charity Golf Classic, and that the funds are to come from the Mayor's Slush Fund.

**UNANIMOUSLY CARRIED**

**(iii) Bloomin Boxes – request for prize donation**

**Res. 2010-220**

Moved by Councillor Michel Jackson that Council agree to donate 2 Town of Black Diamond duffel bags as prizes for the 2010 Bloomin Boxes contest.

**UNANIMOUSLY CARRIED**

**(iv) Foothills Highland Games**

**Res. 2010-221**

Moved by Councillor Michel Jackson that Council agree to accept the Foothills Highland Games sponsorship package for information purposes.

**UNANIMOUSLY CARRIED**

**Res. 2010-222**

**(v) D.A.R.E. Charity Golf Tournament invitation**

Moved by Councillor Tyler Bray that Council agree to accept the D.A.R.E Charity Golf Tournament invitation for information purposes.

**UNANIMOUSLY CARRIED**

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**(vi) AMSC's Swing into Summer Golf Tournament:  
Resolution 2010-172**

**Res. 2010-223**

Moved by Mayor Sharlene Brown that Council agree to rescind Council Resolution 2010-172.

**UNANIMOUSLY CARRIED**

**(viii) Fortis Alberta "Night at the Races" invitation**

**Res. 2010-224**

Moved by Mayor Sharlene Brown that Council agree to accept the Fortis Alberta "Night at the Races" invitation for information purposes.

**UNANIMOUSLY CARRIED**

**(vii) AAMDC Business Services Golf Tournament  
Invitation**

**Res. 2010-225**

Moved by Mayor Sharlene Brown that Council agree to accept the AAMDC Business Services Golf Tournament Invitation for information purposes.

**UNANIMOUSLY CARRIED**

**CORRESPONDENCE  
AND INFORMATION**

**Res. 2010-226**

Moved by Councillor Judy Thomson that Council agree to accept the following correspondence for information purposes only:

- a) Town Manager's Report
- b) Public Works Report
- c) AUMA "Talking Points for the Cabinet Tour May 2010"
- d) Okotoks Rotary 19<sup>th</sup> Annual Foothills Golf Classic invitation
- e) Bow Valley College North Campus Grand Re-Opening Celebration
- f) Diamond Valley & District Boys & Girls Club Open House invitation
- g) 187 Foothills Royal Canadian Air Cadet Squadron, Annual Review invitation
- h) Town of Black Diamond Parks & Recreation Department – Energy Management report
- i) Oilfields Jr/Sr high School letter of thanks
- j) 2010 Great Kids Award nomination package
- k) High River Mural Workshop & Gala Event invitation

**UNANIMOUSLY CARRIED**

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Mayor Sharlene Brown thanked the Public Works department for their efforts to ensure that the streets are cleaned prior to the Diamond Valley Parade on June 5, 2010.

**Committee Reports:**

- ✓ Councillor Sharon Hart: written report attached
  - ✓ Councillor Michel Jackson: written report attached
  - ✓ Councillor Judy Thomson: written report attached
  - ✓ Councillor Tyler Bray: written report attached
  - ✓ Councillor Bill Price: written report attached
  - ✓ Mayor Sharlene Brown: written report attached
- Committee of the Whole Minutes, May 3, 2010: attached

**Res. 2010-227** Moved by Councillor Sharon Hart that Council agree to accept the Committee reports for information purposes.

**UNANIMOUSLY CARRIED**

**Res. 2010-228** Moved by Councillor Tyler Bray that Council agree to accept the Committee of the Whole Minutes of May 3, 2010 for information purposes.

**UNANIMOUSLY CARRIED**

**RECESS**

**Res. 2010-229** Moved by Mayor Sharlene Brown that Council agree to recess the meeting at 9:28 p.m.

**UNANIMOUSLY CARRIED**

**RECONVENE**

**Res. 2010-230** Moved by Mayor Sharlene Brown that Council agree to reconvene the meeting at 9:52 p.m.

**UNANIMOUSLY CARRIED**

**IN CAMERA**

**Res. 2010-231** Moved by Councillor Michel Jackson that Council agree to go In Camera at 9:52 p.m. to discuss a land matter.

**UNANIMOUSLY CARRIED**

**IN CAMERA**

**Res. 2010-232** Moved by Mayor Sharlene Brown that Council agree to re-open the meeting to the public at 9:58 p.m.

**UNANIMOUSLY CARRIED**

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**ADJOURNMENT**

**Res. 2010-233**

Moved by Councillor Bill Price that Council agree to adjourn  
the meeting at 9:59 p.m.

**UNANIMOUSLY CARRIED**

*Original Signed*

\_\_\_\_\_  
MAYOR

*Original Signed*

\_\_\_\_\_  
TOWN MANAGER