

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE TOWN OF  
BLACK DIAMOND, IN THE PROVINCE OF ALBERTA, HELD  
MAY 6, 2009 AT 7:30 P.M. IN THE TOWN OFFICE**

**PRESENT**

Mayor Sharlene Brown  
Councillors Bill Price, Michel Jackson, Sharon Hart, Mike Ross and Judy Thomson  
Town Manager Joanne Irwin, Administrative Assistant Verna Staples and Public Works Manager Andy Pfeifer  
Approximately 9 people including but not limited to: Ally Rutherford (Eagle), Aaron Carr (Western Wheel), Les Quinton, George Wallace, Gordon Tomte, Rose Hobbs, JD Ohlsson, Doug Campbell (Cannon Design), Bernie Asbell (Asbell Management Innovations ) and 1 unidentified male.

**REGRETS**

Councillor Tyler Bray 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 and answer period open at 7:30 p.m. Gordon Tomte of 16 Valley Ridge Place stated that since Willow Ridge Phase 6 has no building activity going on yet, he has concerns that if we don't move soon funding for the affordable housing project may be lost, as well as the big hole next to the proposed development creating a safety issue. Mayor Sharlene Brown thanked him for his concern. Mr. Tomte stated that a bridge had been placed across the water run on Westend Regional Services Commission (Westend) land, and noted that he was not aware that it was approved in any Westend Minutes, although he has attended all their meetings. He produced an Agenda package from the MD of Foothills, containing information, expenditures, etc. to show Council, and noted that it is also published in the paper. He commented about a lack of information going to the public, as well as a lack of openness and transparency of this Council and its committees. He would like to know at which meetings these decisions take place, and why the public isn't able to be better informed even though they attend meetings. He also asked about a proposed fence on Westend land and asked why a survey isn't being done. Mayor Sharlene Brown stated that his concerns regarding the fence and the survey would be taken back to the Westend Regional Services Commission. Rose Hobbs of 3 Parkview Place **SE agreed with Mr. Tomte** regarding the issue of transparency and safety concerns. She questioned why all public meetings are not posted on the community entrance signs. Ms. Hobbs asked who would be paying for security for Mrs. Teskey-Harper when she participates in our parade in

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June. Mayor Sharlene Brown advised that there is a special security team to ensure her safety, at no cost to the Town of Black Diamond. As there were no further questions forthcoming, Mayor Sharlene Brown declared the 15-minute question and answer period closed at 7:35 p.m.

**AGENDA**

**Res. 2009-171**

Moved by Councillor Bill Price that Council agree to accept the agenda, with additions as follows:

- Item 4(b) Minutes of the Special Council Meeting of April 29, 2009;
- Item 5(a), additional information provided regarding the delegation;
- Item 7c)(v) Centre 78 request for Council representation;
- Item 7f)(vi) Request for donation of a rain barrel; and
- Item 8g) Public Works report.

**UNANIMOUSLY CARRIED**

**MINUTES**

**Res. 2009-172**

Moved by Councillor Michel Jackson that Council agree to adopt the Minutes of the Regular Council Meeting held April 15, 2009, as presented.

**UNANIMOUSLY CARRIED**

**Res. 2009-173**

Moved by Councillor Judy Thomson that Council agree to adopt the Minutes of the Special Council Meeting held April 29, 2009, as presented.

**UNANIMOUSLY CARRIED**

**DELEGATION**

**Foothills Regional Indoor Field House Feasibility Study**

Doug Campbell (Cannon Design) and Bernie Asbell (Asbell Management Innovations) offered a Powerpoint presentation to Council (presentation attached).

Public Works Manager Andy Pfeifer questioned the proposed location and the probable encroachment of South Calgary residents, leaving our own residents without reasonable access to the facility. Bernie Asbell offered a couple of possible solutions including allocating only certain time frames to non-MD residents, or the total exclusion of non-MD residents.



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Councillor Judy Thomson questioned how much use our residents would get in comparison to the larger centres such as Okotoks. Mr. Asbell suggested that older children would likely gravitate to the Centre and younger children would then be utilizing any available facilities here at home. During the research stage of the project, Mr. Campbell and Mr. Asbell found that people were not against driving to a facility, if it was the sort of facility they could appreciate. Equitable allocation policies would need to be designed to ensure that all member communities would have access.

Mayor Sharlene Brown questioned whether the results of surveys taken were broken out by area. Mr. Asbell stated that they were not.

Mayor Sharlene Brown commented that we are a small community, without much to financially offer to this project. Bernie Asbell stated that partnering discussions need to take place and agreements made between all of the partners involved in the facility.

Doug Campbell, Bernie Asbell and Les Quinton left the meeting at 8:23pm.

**BYLAWS**

**a) Bylaw 09-11 Tax Rate Bylaw**

**Res. 2009-174**

Moved by Councillor Michel Jackson that Council agree to give Bylaw 09-11 first reading.

**UNANIMOUSLY CARRIED**

**Res. 2009-175**

Moved by Councillor Sharon Hart that Council agree to give Bylaw 09-11 second reading.

**UNANIMOUSLY CARRIED**

**Res. 2009-176**

Moved by Councillor Mike Ross that Council agree to give Bylaw 09-11 third reading at this time.

**UNANIMOUSLY CARRIED**

**Res. 2009-177**

Moved by Mayor Sharlene Brown that Council agree to give Bylaw 09-11 third and final reading.

**UNANIMOUSLY CARRIED**



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**b) Bylaw 09-12 Business Tax Rate Bylaw**

- Res. 2009-178** Moved by Councillor Mike Ross that Council agree to give Bylaw 09-12 first reading.  
**UNANIMOUSLY CARRIED**
- Res. 2009-179** Moved by Councillor Judy Thomson that Council agree to give Bylaw 09-12 second reading.  
**UNANIMOUSLY CARRIED**
- Res. 2009-180** Moved by Councillor Bill Price that Council agree to give Bylaw 09-12 third reading at this time.  
**UNANIMOUSLY CARRIED**
- Res. 2009-181** Moved by Mayor Sharlene Brown that Council agree to give Bylaw 09-12 third and final reading.  
**UNANIMOUSLY CARRIED**

**ACTION ITEMS**

- a) Core Strategy: Flexibility** - no items to discuss
- b) Core Strategy: Provide Safe and Effective Service**
  - (i) Emergency Response / Pursuit Policy**

- Res. 2009-182** Moved by Councillor Mike Ross that Council agree to adopt the Emergency Response/Pursuit Policy as recommended by the Protective Services Committee, and that that Administration be directed to request that the Emergency Response be added to the Town of Black Diamond's employer appointment.  
**UNANIMOUSLY CARRIED**

**(ii) Dangerous Goods Route Bylaw 04-01**

- Res. 2009-183** Moved by Councillor Michel Jackson that Council agree to request that Alberta Transportation renew Bylaw 04-01 for a further 5 years.  
**UNANIMOUSLY CARRIED**



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**c) Core Strategy: Partnerships**

**(i) Diamond Valley & District Boys & Girls Club request  
to incorporate their Preschool program**

Councillor Judy Thomson reported that John Bennett, Building Inspector for the Town of Black Diamond, has been to the Boys & Girls Club and reported that the stairs to the Boys & Girls Club meet the safety requirements of the Alberta Building Code. The Boys & Girls Club has applied for \$20 million insurance in order to comply with the Town's requirements.

**Res. 2009-184**

Moved by Councillor Sharon Hart that Council agree to send a letter to the Diamond Valley & District Boys & Girls Club indicating that the Town of Black Diamond is not opposed to the additional / change in use as outlined in the development application dated April 1, 2009, and to cc the Town of Black Diamond Planning Department.

**UNANIMOUSLY CARRIED**

**Res. 2009-185**

Moved by Mayor Sharlene Brown that Council agree to approve the renewal of the 3 year lease of the Edith Park Banquet Room with the Diamond Valley & District Boys & Girls Club (Club) amending the lease as follows; the Club must provide comprehensive general liability insurance for not less than 10 million dollars, naming the Town of Black Diamond as an additionally named insured; adding any sub-lease clauses as applicable to ensure that they are in compliance with the recommendations received by the Town from our risk management advisor from our insurance company; and that the lease be written with a one-third cumulative incremental increase over the three year period as follows:

Lease rate July 1, 2009 – June 30, 2010	\$5,468.00 + gst
Lease rate July 1, 2010 – June 30, 2011	\$6,016.00 + gst
Lease rate July 1, 2011 – June 30, 2012	\$6,618.00 + gst

**UNANIMOUSLY CARRIED**



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**(ii) Application for C. Kluzak for appointment to the  
FCSS Board**

**Res. 2009-186**

Moved by Councillor Mike Ross that Council agree to appoint Cindy Kluzak to the Family & Community Support Services (FCSS) Board, and send a letter advising her of the appointment and to cc the FCSS Board.

**UNANIMOUSLY CARRIED**

**(iii) Foothills Regional Water & Wastewater Partnership**

**Res. 2009-187**

Moved by Councillor Michel Jackson that Council agree:

- to authorize the CAO or her designate to participate in the investigation and examination of the benefits of a regionalized Water & Waste Water system partnership, whereby the purpose of proposed restructuring must be the improvement of services and the quality of community life, and
- that working from a set of common objectives, individual efforts shall be pooled to ensure that the communities within the proposed regional partnership will attain a higher level of municipal services. These Municipalities would continue to enjoy a sense of independence, uniqueness, and maintain their own identity, and
- that it is anticipated that a clear understanding of the respective roles and responsibilities of the Provincial Government and the Local Governments be addressed during the investigation of a regional services system. The objective is to create and foster a quality of individual and community life which is just and sustainable, and
- that it is anticipated that our local governments will be significantly enhanced with communities cooperating in areas of mutual benefit on a regional basis. Sound economic, social, environmental and financial reasons for a regionalized approach to the delivery of municipal services will be the guidance for this partnership.

**UNANIMOUSLY CARRIED**



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**(iv) Foothills Foundation request re: Affordable Housing project**

**Res. 2009-188**

Moved by Councillor Michel Jackson that Council agree to have Administration pursue the possible transfer of the affordable housing grant funds and associated terms and conditions to the Foothills Foundation, and that the agreement would be subject to Council's final review and consideration for approval once it has been drafted.

**UNANIMOUSLY CARRIED**

**(v) Centre 78 request for Council representation**

**Res. 2009-189**

Moved by Mayor Sharlene Brown that Council agree to designate Councillor Sharon Hart as the Council Representative to the Centre 78 Advisory Board, with Councillor Judy Thomson as the alternate.

**UNANIMOUSLY CARRIED**

**d) Core Strategy: Improve Communication**

**(i) 2009 Municipal Census**

**Res. 2009-190**

Moved by Councillor Judy Thomson that Council agree to accept the municipal census questions as presented.

**MOTION CARRIED**

**e) Core Strategy: Positive Leadership – no items to discuss**

**f) Miscellaneous Items**

**(i) Town Manager's Report decisions as required – no decisions required.**

**(ii) Annual Review Ceremony, 187 Foothills Royal Canadian Air Cadet Squadron**

Deputy Mayor Michel Jackson, who will already be in attendance at that event, will offer greetings on behalf of the Town of Black Diamond.

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**(iii) Request from Scouts Canada to declare May 30, 2009  
as Scouts Canada – Beavers Day**

Mayor Sharlene Brown proclaimed May 30, 2009 as Scouts Canada – Beavers Day in the Town of Black Diamond.

**Res. 2009-191**

Moved by Mayor Sharlene Brown that Council agree to send letter to the 1<sup>st</sup> Oilfields Parent Group c/o Rob Jamieson, cc'd to James Tucker, thanking them for hosting the Beaveree in the Town of Black Diamond.

**UNANIMOUSLY CARRIED**

**(iv) Request from Alberta Seniors Advisory Council for  
Alberta to declare June 1-7, 2009 as Seniors' Week**

Mayor Sharlene Brown proclaimed June 1 – 7, 2009 as Seniors' Week in th Town of Black Diamond.

**(v) Request from College & Association of Registered  
Nurses of Alberta to declare May 11-17, 2009 as  
Nursing Week**

Mayor Sharlene Brown proclaimed May 11 – 17, 2009 as Nursing Week in the Town of Black Diamond.

**(vi) Request for Rain Barrel donation**

**Res. 2009-192**

Moved by Mayor Sharlene Brown that Council agree to donate \$70.00 on behalf of the Sustainable Black Diamond Advisory Committee with funds allocated from the Mayor's Slush Fund to purchase a rain barrel as a donation in honour of Project Green Day.

**UNANIMOUSLY CARRIED**

**(vii) Delegation decisions as required**

**Res. 2009-193**

Moved by Councillor Michel Jackson that Council agree to accept the Regional Field House Study report for information purposes only.

**UNANIMOUSLY CARRIED**



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**CORRESPONDENCE  
AND INFORMATION**

**Res. 2009-194**

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

- a) Town Manager's Report
- b) "The Government of Canada Supports Seniors in Black Diamond" - press release from the website of Hon. Ted Menzies, MP - Macleod
- c) Parks & Recreation Committee – report
  - Council asked Town Manager Joanne Irwin to convey their thanks to Parks & Recreation Manager Les Quinton for his informative report.
- d) Recycle Update
- e) Alberta Cattle Feeders Association: 6<sup>th</sup> Annual Golf Tournament and Great Big Alberta BBQ
- f) AAMDC Business Services Golf Tournament
- g) Public Works report

**UNANIMOUSLY CARRIED**

**RECESS**

**Res. 2009-195**

Moved by Mayor Sharlene Brown that Council agree to recess the meeting at 9:12 p.m.

**UNANIMOUSLY CARRIED**

**RECONVENE**

**Res. 2009-196**

Moved by Mayor Sharlene Brown that Council agree to reconvene the meeting at 9:24 p.m.

**UNANIMOUSLY CARRIED**

**IN CAMERA**

**Res. 2009-197**

Moved by Mayor Sharlene Brown that Council agree to go In Camera at 9:25 p.m. to discuss a legal matter.

**UNANIMOUSLY CARRIED**

**IN CAMERA**

**Res. 2009-198**

Moved by Councillor Michel Jackson that Council agree to re-open the meeting to the public at 9:35 p.m.

**UNANIMOUSLY CARRIED**

**Res. 2009-199**

Moved by Mayor Sharlene Brown that Council agree to ~~remove the lien~~ on the 1973 Monarch Mobile Home, Serial Number C2306, currently located at #16, 112 – 1 Street SE.

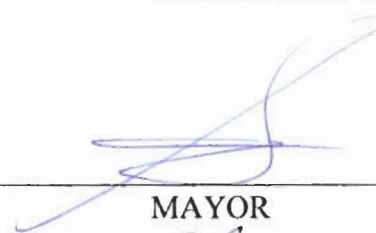
**UNANIMOUSLY CARRIED**

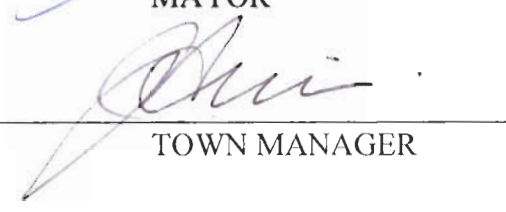
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**ADJOURNMENT  
Res. 2009-200**

Moved by Councillor Bill Price that Council agree to adjourn  
the meeting at 9:36 p.m.

**UNANIMOUSLY CARRIED**

  
\_\_\_\_\_  
MAYOR

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

