

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

**PRESENT**

Mayor Sharlene Brown  
Councillors Bill Price, Michel Jackson, Tyler Bray, Sharon Hart, Mike Ross and Judy Thomson  
Town Manager Joanne Irwin, Administrative Assistant Verna Staples, Public Works Manager Andy Pfeifer, Development Officer Rod Potrie  
Approximately 10 people including but not limited to: Ally Rutherford (Eagle), Rick Northrop (Western Wheel), Claire Goddard, Doreen Lesko, James Marks, George Wallace, Gordon Tomte, Sue Gulbrandsen, 1 unidentified female and 1 unidentified male.

**ORDER**

Mayor Sharlene Brown called the meeting to order at 7:30p.m.

**PUBLIC HEARING**

a) **Public Hearing - Bylaw 09-07** LUB 98-14 Amendment, to close to public travel and create title to a portion of a lane to be sold and consolidated with an adjacent lot in accordance with Section 22 of the Municipal Government Act.

Mayor Sharlene Brown declared the Public Hearing regarding Bylaw 09-07 open at 7:30 p.m. Development Officer Rod Potrie offered a Powerpoint presentation, as attached. No written presentations were received. No verbal presentations were made. Mayor Sharlene Brown declared the Public Hearing to be closed at 7:47 p.m.

**15-MINUTE  
QUESTION &  
ANSWER  
PERIOD**

Mayor Sharlene Brown declared the 15-minute question & answer period open at 7:47 p.m. Gordon Tomte, 16 Valley Ridge Place, stated that people were pulling the fence up to allow themselves and their dogs through to walk their dogs on Westend Regional Sewage Services Commission (Westend) land. Mayor Sharlene Brown noted that this issue had been discussed at a Westend meeting. Mr. Tomte then stated that he has not yet received a response to his previous query about the Doggipot on Valley Ridge Place. Town Manager Joanne Irwin noted this deficiency and advised that someone would respond to him. Mr. Tomte's second question was inquiring about the low interest rates of 1.757% when lending to groups such as the Community Garden. Mayor Sharlene Brown stated that someone would respond to him. As there were no further questions forthcoming, Mayor Sharlene Brown declared the 15-minute question & answer period closed at 7:50 p.m.

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**AGENDA**

**Res. 2009-315**

Moved by Councillor Bill Price that Council agree to accept the agenda, as amended by adding the following: the written copy of a letter provided by Ms. Doreen Lesko for the Delegation, Item 7c)(iii) Proclamation: "DARE Week" October 19-23, 2009, Item 7c)(iv) Proclamation: "Waste Reduction Week" October 19-25, 2009, Item 7e)(i) Invitation to SAEWA Waste to Energy Symposium, Item 7e)(ii) Strengthening Volunteer Boards Invitation.

**UNANIMOUSLY CARRIED**

It was noted by Town Manager Joanne Irwin that a change had been made to the Minutes after being distributed in the Council Agenda packages, but prior to being available to the press or public. The wording on page 2 under "Delegations, Affordable Housing Project – D. Brown" was changed from "capping the market value" to "capping the assessed value".

**MINUTES**

**Res. 2009-316**

Moved by Councillor Mike Ross that Council agree to adopt the Minutes of the Regular Council Meeting held September 16, 2009, as presented, with the change made as noted.

**UNANIMOUSLY CARRIED**

**DELEGATION**

**a) Farmer's Market**

Ms. Doreen Lesko read a letter to Council, as attached. Mayor Sharlene Brown thanked Ms. Lesko for her time and the delegation ended at 7:58 p.m.

**BYLAWS**

**a) Bylaw 09-07: Lane Closure, decisions as required**

**Res. 2009-317**

Moved by Councillor Mike Ross that Council agree to forward Bylaw 09-07 to the Minister of Transportation for approval and signature.

**UNANIMOUSLY CARRIED**

**b) Bylaw 09-18: Business Licensing Bylaw**

**Res. 2009-318**

Moved by Councillor Tyler Bray that Council agree to give Bylaw 09-18, as amended, first reading.

**UNANIMOUSLY CARRIED**

**Res. 2009-319**

Moved by Councillor Sharon Hart that Council agree to give Bylaw 09-18, as amended, second reading.

**UNANIMOUSLY CARRIED**

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**Res. 2009-320**                      Moved by Councillor Michel Jackson that Council agree to give Bylaw 09-18, as amended, third reading at this time.  
**UNANIMOUSLY CARRIED**

**Res. 2009-321**                      Moved by Councillor Judy Thomson that Council agree to give Bylaw 09-18, as amended, third and final reading.  
**UNANIMOUSLY CARRIED**

**ACTION ITEMS**

**a) Core Strategy: Flexibility**

**(i) Municipal Sponsorship Program 2008 Grant amendment request**

**Res. 2009-322**                      Moved by Councillor Michel Jackson that Council agree to authorize the Mayor and the Town Manager to sign the Municipal Sponsorship Program 2008/2009 Amending Conditional Grant Agreement revising Schedule A of the February 3, 2009 original grant agreement, and further that Council agree to reallocate \$7,500.00 from Administration Budget line item Building Repair and Maintenance to Goods or any other specified line item in the Administration Budget as determined to be required by the Town Manager.  
**UNANIMOUSLY CARRIED**

**b) Core Strategy: Provide Safe and Effective Service - no items to discuss**

**c) Core Strategy: Partnerships**

**(i) Concession Lease**

**Res. 2009-323**                      Moved by Councillor Bill Price that Council agree to authorize the 2009-2010 concession lease as presented.  
**UNANIMOUSLY CARRIED**

**(ii) FCSS board resignation**

**Res. 2009-324**                      Moved by Councillor Tyler Bray that Council agree to accept the resignation of youth representative Jessie Niles with regret and to send her a letter of thanks for her contribution.  
**UNANIMOUSLY CARRIED**

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**(iii) Proclamation: “DARE Week” October 19-23, 2009**

Mayor Sharlene Brown proclaimed October 19-23, 2009  
DARE Week in the Town of Black Diamond, as attached.

**(iv) Proclamation: “Waste Reduction Week” October 19-  
25, 2009**

Mayor Sharlene Brown proclaimed October 19-25, 2009 Waste  
Reduction Week in the Town of Black Diamond, as attached.

**d) Core Strategy: Improve Communication**

**(i) AB/Northwest Territories Command “Military Service  
Recognition Book”**

**Res. 2009-325**

Moved by Councillor Michel Jackson that Council agree to  
support a business card sized ad in the 2<sup>nd</sup> Edition of the  
Military Service Recognition Book, at a cost of \$250.00, with  
the funds to come from the Council Budget.

**UNANIMOUSLY CARRIED**

**(ii) Infrastructure Stimulus Fund**

**Res. 2009-326**

Moved by Councillor Judy Thomson that Council authorize the  
Town Manager to submit an MSI Capital Grant Project Profile  
requesting that the 2007 and 2008 MSI Capital Grant funds be  
carried forward to 2009 and be allocated to complete the  
purchase and installation of 635 water meters; that Council  
authorize the transfer of a maximum \$283,850.00 plus interest  
from the MSI Capital Reserve account to fund the  
aforementioned water meter project; and that Council agree  
that 2/3 of the cost of the project be reallocated to the MSI  
Capital Reserve account upon receipt of the Infrastructure  
Stimulus Fund proceeds.

**UNANIMOUSLY CARRIED**

**(iii) Canadian Library Month Proclamation**

Mayor Sharlene Brown proclaimed the month of October 2009  
as Canadian Library Month in the Town of Black Diamond, as  
attached.

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**(iv) Diamond Valley & District Boys and Girls Club Lease**

**Res. 2009-327**

Moved by Mayor Sharlene Brown that Council agree to rescind resolution 2009-185.

**UNANIMOUSLY CARRIED**

**Res. 2009-328**

Moved by Councillor Judy Thomson that Council agree to renew the 3 year lease of the Edith Park Banquet Room with the Diamond Valley & District Boys & Girls Club (club) amending the lease to ensure that the Club must provide insurance coverage for not less than 8 million dollars comprehensive general liability insurance, naming the Town as an additionally named insured; any sub-lease clauses 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**

**(v) AUMA 2009 Convention Policy and Resolutions  
Handbook**

**Res. 2009-329**

Moved by Councillor Sharon Hart that Council agree to accept the AUMA 2009 Convention Policy and Resolutions Handbook for information, and that the Handbook be placed on the November 2, 2009 Committee of the Whole agenda for discussion.

**UNANIMOUSLY CARRIED**

**e) Core Strategy: Positive Leadership**

**(i) Invitation to SAEWA Waste to Energy Symposium**

Councillor Michel Jackson stated that he will RSVP and attend this Symposium.

**(ii) Strengthening Volunteer Boards Invitation**

Councillors Mike Ross, Sharon Hart, Bill Price and Mayor Sharlene Brown will attend this workshop.

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**f) Miscellaneous Items**

**(i) Town Manager Report Decisions – as required**

None required.

**(ii) Delegation decisions – as required**

None required.

**Res. 2009-330**

Moved by Mayor Sharlene Brown that Council agree to send Ms. Lesko a letter thanking her for her commitment and efforts, enclose copy of new bylaw as amended.

**UNANIMOUSLY CARRIED**

Councillor Michel Jackson noted that he had received a number of very positive responses to the current roadwork going on, and requested that Public Works staff be thanked.

**CORRESPONDENCE  
AND INFORMATION**

**Res. 2009-331**

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

- a) Town Manager's Report
- b) Public Works Report
- c) FCSS Report
- d) Invitation to RISE Launch
- e) Conflict Resolution Day
- f) Premier's Council Awards of Excellence

**UNANIMOUSLY CARRIED**

**RECESS**

**Res. 2009-332**

Moved by Mayor Sharlene Brown that Council agree to recess the meeting at 8:48 p.m.

**UNANIMOUSLY CARRIED**

**RECONVENE**

**Res. 2009-333**

Moved by Mayor Sharlene Brown that Council agree to reconvene the meeting at 9:06 p.m.

**UNANIMOUSLY CARRIED**

**Res. 2009-334**

Moved by Mayor Sharlene Brown that an Open House be held to inform residents, business owners and service clubs of the new business license bylaw, specifically inviting Special Events Committee, Diamond Valley Chamber of Commerce, etc. and advertising as necessary to inform the general public.

**UNANIMOUSLY CARRIED**

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**IN CAMERA**

**Res. 2009-335**

Moved by Councillor Michel Jackson that Council agree to go  
In Camera at 9:10 p.m. to discuss a legal matter.

**UNANIMOUSLY CARRIED**

**IN CAMERA**

**Res. 2009-336**

Moved by Councillor Mike Ross that Council agree to re-open  
the meeting to the public at 9:45 p.m.

**UNANIMOUSLY CARRIED**

**Res. 2009-337**

Moved by Councillor Mike Ross that Council agree to  
authorize the Mayor and Town Manager to enter into an offer  
to purchase the property described as Lot 2, Block 2, Plan  
2298DR as directed by Council.

**MOTION CARRIED**

**ADJOURNMENT**

**Res. 2009-338**

Moved by Councillor Bill Price that Council agree to adjourn  
the meeting at 9:46 p.m.

**UNANIMOUSLY CARRIED**

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MAYOR

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TOWN MANAGER