



**REGULAR MEETING OF COUNCIL**  
**Held on Monday June 22, 2020 in the**  
**Council Chambers, 962 St. John Avenue**  
**Virtually, commencing at 6:00 p.m.**

**IN ATTENDANCE:**

Mayor: D. Anderberg

Councillors: B. McGillivray, S. O'Rourke, M. Barber,  
L. Jackson, W. Elliott and S. Korbett

Staff: L. Wilgosh, Chief Administrative Officer;  
A. Roth, Director of Operations, W. Catonio,  
Director of Finance and Human Resources;  
L. Rideout, Director of Community Services,  
L. Goss, Administrative Manager and D.  
Green, Family and Community Support  
Services Coordinator

**1. CALL TO ORDER**

Mayor Anderberg called the meeting to order at 6:00 pm.

**2. SCHEDULED PUBLIC HEARING**

**3. AGENDA APPROVAL**  
**JACKSON:**

That Council for the Town of Pincher Creek approves the June 22, 2020 agenda as amended, the amendment being the addition of item 10.4 Strategic Plan Review Date, 11.5 Pincher Creek Community Early Learning Centre Outstanding Change Orders and 11.6 Attraction Retention Committee Update.

**CARRIED 20-293**

**4. DELEGATIONS**

**5. ADOPTION OF MINUTES**

**5.1 Minutes of the Regular Meeting of Council held on June 8, 2020**

**BARBER:**

That Council for the Town of Pincher Creek approve the minutes of the regular meeting of Council held on June 8, 2020 as presented.

**CARRIED 20-294**

**6. BUSINESS ARISING FROM THE MINUTES**

**6.1 Disposition of Delegation – Carriage Flower Bed Area Grass and CRC Grassed Berm – Ianthe Goodfellow and Wendy Ryan**

**KORBETT:**

That Council for the Town of Pincher Creek direct administration to liaise with Livingstone Range School Division regarding the grass cutting surrounding the flower bed located West of the golf course entrance.

**CARRIED 20-295**

**6.2 Structural Fire Protections Resolution Proposal to AUMA**

**McGILLIVRAY:**

That Council for the Town of Pincher Creek Whereas Alberta has experienced several devastating wildfires in recent years such as: Slave Lake, Fort MacMurray, Municipal District of Pincher Creek # 9, High Level and Waterton Park;

Whereas the relative costs to protect structures both urban and rural within the wildfire pathways in the forest protection area is undetermined and may be delegated to the affected municipal jurisdiction;

Whereas the responsibility for structure protection presently falls within the mandate of Alberta Municipal Affairs who do not have the budget and or operational capability; and who may delegate the financial and operational responsibility to individual municipalities who do not have the capacity for funding structural protection within a wildfire; primarily starting outside of the local jurisdiction;

It is Therefore resolved that AUMA advocate to the Alberta Government for the responsibility of Structure Protection within the Province of Albert to be delegated to Alberta Agriculture and Forestry. This includes managing the deployment and payment of invoices of any municipal resources utilized and assuming responsibility for provincial structural protection equipment and management of all associated wildfire structure protection response when it occurs within the forest protection area.

**CARRIED 20-296**

**6.3 Intermunicipal Collaboration Framework Committee Terms of Reference**

**JACKSON:**

That Council for the Town of Pincher Creek approve and adopt the Intermunicipal Collaboration Framework Committee Terms of Reference as amended.

**CARRIED 20-297**

**7. BYLAWS**

**7.1 Municipal Borrowing Bylaw 1570-20**

**BARBER:**

That Council for the Town of Pincher Creek agree to give first reading to the Municipal Borrowing Bylaw 1570-20.

**CARRIED 20-298**

**ELLIOTT:**

That Council for the Town of Pincher Creek agree to give second reading to the Municipal Borrowing Bylaw 1570-20.

**CARRIED 20-299**



**McGILLIVRAY:**

That Council for the Town of Pincher Creek upon unanimous consent, agree to present the Municipal Borrowing Bylaw 1570-20 for third and final reading.

**CARRIED 20-300**

**JACKSON:**

That Council for the Town of Pincher Creek agree to give third and reading to the Municipal Borrowing Bylaw 1570-20, and that a copy be attached hereto and form part of the minutes.

**CARRIED 20-301**

**8. NEW BUSINESS**

**8.1 July Committee of the Whole Meeting Date**

**KORBETT:**

That Council for the Town of Pincher Creek agree that the July Committee of the Whole Meeting be held on Thursday July 2, 2020.

**CARRIED 20-302**

**8.2 Mutual Aid Fire Control Agreement**

**McGILLIVRAY:**

That Council for the Town of Pincher Creek authorize and approve the Mutual Aid Fire Control Agreement between Alberta Forestry and the Town of Pincher Creek to facilitate the prevention and control of forest and prairie fires, with an amendment to 4(1)(b) to read the Municipalities 'administrative' authorized representative.

**CARRIED 20-303**

**8.3 Dupuy Street Turn Around**

**McGILLIVRAY:**

That Council for the Town of Pincher Creek accept the information regarding the public concerns with the lack of back alley access and turn around circumference at the east end of Dupuy Street as presented and refer the Dupuy Street Turn Around to the Operations Committee for recommendation.

**CARRIED 20-304**

**8.4 Tax Certificates**

**McGILLIVRAY:**

That Council for the Town of Pincher Creek approve administration engaging the services of Access Point Information Canada (APIC) to provide property tax certificates online.

**CARRIED 20-305**

*Councillor Korbett declared a potential conflict of interest with agenda item 8.5 and left the meeting at 6:40 pm.*



**8.5 Request to Waive Tax Penalties**

**JACKSON:**

That Council for the Town of Pincher Creek accept the letter received June 3, 2020 regarding property tax account for roll #08041800.0000 as information and direct administration to respond accordingly.

**CARRIED 20-306**

**McGILLIVRAY:**

That Council for the Town of Pincher Creek accept the email received June 17, 2020 regarding property tax account for roll #00982900.0000 as information and direct administration to respond accordingly.

**CARRIED 20-307**

*Councillor Korbett returned to the meeting at 6:51 pm  
A. Roth left the meeting at 6:56 pm*

**9. REPORTS**

**9.1 Upcoming Committee Meetings and Events**

Philippine Heritage Month Celebration  
CBC Radio Interview

**McGILLIVRAY:**

That Council for the Town of Pincher Creek accept the Upcoming Committee Meetings and Events as information.

**CARRIED 20-308**

**10. ADMINISTRATION**

**10.1 Council Information Distribution List**

**O'ROURKE:**

That Council for the Town of Pincher Creek accept the Council Information Distribution List as information.

**CARRIED 20-309**

**10.2 Operations – First Quarter Report**

**ELLIOTT:**

That Council for the Town of Pincher Creek accept the Operations First Quarter Report as information with thanks.

**CARRIED 20-310**

**10.3 Operations Major Project Update**

**JACKSON:**

That Council for the Town of Pincher Creek accept the Operations Major Project Update as information.

**CARRIED 20-311**

**10.4 Strategic Plan Review Date**

**O'ROURKE:**

That Council for the Town of Pincher Creek agree to hold the Strategic Plan Review on July 13, 2020 at 9:00 am.

**CARRIED 20-312**

*Mayor Anderberg called a recess at 7:10 pm.*

*A. Roth joined the meeting at 7:17 pm*

*Mayor Anderberg called the meeting back to order at 7:20 pm.*

**11. CLOSED MEETING DISCUSSION**

**O'ROURKE:**

That Council for the Town of Pincher Creek agree to move to a closed session of Council on Monday, June 22, 2020 at 7:20 pm in accordance with section 16, 24 and 25 of the Freedom of Information and Protection of Privacy Act, with the Chief Administrative Officer, Director of Finance and Human Resources, Director of Operations, Director of Community Services, Family and Community Support Services Coordinator, Administrative Manager and Brett Wuth, Director of Emergency Management in attendance.

**CARRIED 20-313**

*B. Wuth left the meeting at 7:30 pm*

*A. Roth left the meeting at 8:13 pm*

**BARBER:**

That Council for the Town of Pincher Creek agree to move out of a closed session of Council on Monday, June 22, 2020 at 9:06 pm.

**CARRIED 20-314**

*W. Catonio, D. Green, L. Rideout and L. Goss left the meeting at 9:06 pm*

**McGILLIVRAY:**

That Council for the Town of Pincher Creek agree to move to a closed session of Council on Monday, June 22, 2020 at 9:14 pm in accordance with section 16, 24 and 25 of the Freedom of Information and Protection of Privacy Act, with the Chief Administrative Officer in attendance.

**CARRIED 20-315**

**ELLIOTT:**

That Council for the Town of Pincher Creek agree to move out of a closed session of Council on Monday, June 22, 2020 at 9:44 pm.

**CARRIED 20-316**

**11.1 Pincher Creek Regional Emergency Management Organization COVID-19 Update – FOIP s. 24**

**JACKSON:**

That Council for the Town of Pincher Creek receive the Pincher Creek Regional Emergency Management Organization COVID-19 Update as information.

**CARRIED 20-317**

**11.2 Livingstone Range School Division Transition Agreement for Pincher Creek Community Early Learning Centre – FOIP s. 16**

**KORBETT:**

That Council for the Town of Pincher Creek agree and approve the Livingstone Range School Division Transition Agreement for Pincher Creek Community Early Learning Centre as amended.

**CARRIED 20-318**

**11.3 Fire Services Invoice – FOIP s. 16**

**McGILLIVRAY:**

That Council for the Town of Pincher Creek direct administration to request that the Fire Services Invoice IVC00000000002333 be discussed at the next Pincher Creek Regional Emergency Management Organization meeting for consideration and recommendation.

**CARRIED 20-319**

**11.4 Sani-dump Design Engineering Fees – FOIP s. 16 & 25**

**O'ROURKE:**

That Council for the Town of Pincher Creek receive the request from South West Waste Management regarding the engineering fees for development application 20-D0011 for the installation of a sani-dump as information.

**CARRIED 20-320**

**11.5 Pincher Creek Community Early Learning Centre Outstanding Change Orders**

**KORBETT:**

That Council for the Town of Pincher Creek approve the puck board and door locks expenditures at the Pincher Creek Community Early Learning Centers.

**CARRIED 20-321**

**KORBETT:**

That Council for the Town of Pincher Creek direct administration to include the facia concerns on the deficiency list for the Pincher Creek Community Early Learning Centers.

**CARRIED 20-322**

**JACKSON:**

That Council for the Town of Pincher Creek direct administration to include the kitchen tap replacement on the deficiency list for the Pincher Creek Community Early Learning Centers.

**CARRIED 20-323**

**McGILLIVRAY:**

That Council for the Town of Pincher Creek direct administration to provide clarification on finances and budget for boiler proposal and installation at the Pincher Creek Community Early Learning Centers.

**CARRIED 20-324**

**11.6 Attraction Retention Committee Update**

**McGILLIVRAY:**

That Council for the Town of Pincher Creek support the Attraction Retention Committee in their Rally to Rescue Rural Health.

**CARRIED 20-325**

**12. NOTICE OF MOTION**

**13. ADJOURNMENT**

**O'ROURKE:**

That this meeting of Council on June 22, 2020 be hereby adjourned at 9:50 pm.

**CARRIED 20-326**

  
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MAYOR, D. Anderberg

  
\_\_\_\_\_  
CAO, L. Wilgosh

**APPROVED BY RESOLUTION  
OF THE COUNCIL OF THE  
TOWN OF PINCHER CREEK,  
THIS 27<sup>th</sup> DAY OF JULY 2020**

**S E A L**

**NEXT REGULAR MEETING OF COUNCIL TO BE HELD ON MONDAY JULY 27, 2020 AT  
6:00 P.M.**





Bylaw No. 1570-20

**BYLAW NO. 1570-20  
MUNICIPAL BORROWING BYLAW  
OF THE TOWN OF PINCHER CREEK  
IN THE PROVINCE OF ALBERTA**

**This bylaw authorizes the Council for the Town of Pincher Creek to borrow for the purpose of financing operating expenditures as specified in Section 256 of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26.**

**WHEREAS** the Council for the Town of Pincher Creek (hereinafter called the "Corporation") in the Province of Alberta, considers it necessary to borrow certain sums of money for the purpose of:

Revolving line of credit for short-term financial purposes (under 1 year) and:

Mastercard for short-term financial purposes (under 1 year)

**NOW THEREFORE** pursuant to the provisions of the Municipal Government Act, it is hereby enacted by the Council of the Corporation as a By-law that:

1. The Corporation borrow from ATB Financial up to the principal sum of **\$1,000,000.00 (ONE MILLION DOLLARS AND 00/100 CENTS)** repayable upon demand at a rate of interest per annum not to exceed the Prime Lending Rate from time to time established by ATB Financial, and such interest will be calculated daily and due and payable monthly on the last day of each and every month.
2. The Corporation borrow from ATB Financial (Mastercard) sums of money from time to time to complete operating expenditures for convenience purposes and where required by suppliers. Provided that the principal sum owed to ATB Financial at one time not exceed the sum of **\$50,000 (FIFTY THOUSAND DOLLARS AND 00/100 CENTS)**.
3. The Chief Elected Officer and the Chief Administrative Officer are authorized for and on behalf of the Corporation:
  - (a) to apply to ATB Financial for the aforesaid loans to the Corporation and to arrange with ATB Financial the amount, terms and conditions of the loan and security or securities to be given to ATB Financial;

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- (b) as security for any money borrowed from ATB Financial
  - (i) to execute promissory notes and other negotiable instruments or evidences of debt for such loans and renewals of all such promissory notes and other negotiable instruments or evidences of debts;
  - (ii) to give or furnish to ATB Financial all such securities and promises as ATB Financial may require to secure repayment of such loans and interest thereon; and
  - (iii) to execute all security agreements, hypothecations, debentures, charges, pledges, conveyances, assignments and transfers to and in favour of ATB Financial of all or any property, real or personal, moveable or immovable, now or hereafter owned by the Corporation or in which the Corporation may have any interest, and any other documents or contracts necessary to give or to furnish to ATB Financial the security or securities required by it.
- 4. The source or sources of money to be used to repay the principal and interest owing under the borrowing from ATB are: Property Taxation
- 5. The amount to be borrowed and the term of the loan will not exceed any restrictions set forth in the Municipal Government Act.
- 5. In the event that the Municipal Government Act permits extension of the term of the loan and in the event the Council of the Corporation decides to extend the loan and ATB Financial is prepared to extend the loan, any renewal or extension, bill, debenture, promissory note, or other obligation executed by the officers designated in paragraph 3 hereof and delivered to ATB Financial will be valid and conclusive proof as against the Corporation of the decision of the Council to extend the loan in accordance with the terms of such renewal or extension, bill, debenture, promissory note, or other obligation, and ATB Financial will not be bound to inquire into the authority of such officers to execute and deliver any such renewal, extension document or security.
- 6. That Bylaw #1570-19 be repealed.
- 7. This Bylaw comes into force on the final passing thereof.

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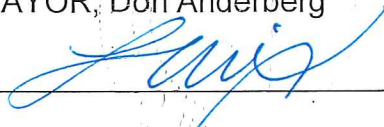


Bylaw No. 1570-20

READ A FIRST TIME this 22 day of June, 2020

  
\_\_\_\_\_

MAYOR, Don Anderberg

  
\_\_\_\_\_

CAO, Laurie Wilgosh

READ A SECOND TIME this 22 day of June, 2020

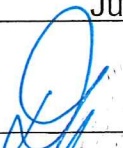
  
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MAYOR, Don Anderberg

  
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CAO, Laurie Wilgosh

READ A THIRD TIME this 22 day of June, 2020

  
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MAYOR, Don Anderberg

  
\_\_\_\_\_

CAO, Laurie Wilgosh





Bylaw No. 1570-20

**CERTIFICATE**

**WE HEREBY CERTIFY** that the foregoing bylaw was duly passed by the Council of the Corporation therein mentioned at a duly and regularly constituted meeting thereof held on the 22 day of June, 2020, at which a quorum was present, as entered in the minutes of the said Council, and that the Bylaw has come into force and is still in full force and effect.

WITNESS our hands and the seal of the Corporation this 22 day of June, 2020

  
\_\_\_\_\_  
Chief Elected Official

Seal

  
\_\_\_\_\_  
Chief Administrative Officer

