



REGULAR MEETING OF COUNCIL
Held on Monday November 9, 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; W.
Catonio, Director of Finance and Human
Resources; D. Green, Family and
Community Support Services Coordinator; L.
Rideout, Director of Community Services
and L. Goss, Administrative Manager

1. CALL TO ORDER

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

2. SCHEDULED PUBLIC HEARING

2.1 Land Use Bylaw Amendment 1547-AJ

Present: Mayor Anderberg
Councillor Barber
Councillor Jackson
Councillor O'Rourke
Councillor Elliott
Councillor McGillivray
Councillor Korbett

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

1. CALL TO ORDER

The Mayor called the Public Hearing for Bylaw No. 1547-AI to order at 6:01 p.m.

2. ADOPTION OF AGENDA

KORBETT:

That Council for the Town of Pincher Creek approves the November 9, 2020 Public Hearing for Bylaw No. 1547-AJ agenda as presented.

CARRIED PH20-1

3. PURPOSE OF PUBLIC HEARING

The purpose of the public hearing is to present Bylaw No. 1547-AJ, to include Food bank and Soup kitchen uses in the land use district regulations and amend Schedule 13 definitions.

4. CONFIRMATION OF NOTICE

The Chief Administrative Officer advised that the Notice of Public Hearing was advertised in the October 21 and 28, 2020 editions of the weekly newspaper the Pincher Creek Echo and Shootin' the Breeze.

5. REPORT FROM OLDMAN RIVER REGIONAL SERVICES COMMISSION SENIOR PLANNER

Referral comments were received from the Oldman River Regional Services Commission Senior Planner read by the Chief Administrative Officer.

6. REPORT FROM THE TOWN'S MANAGEMENT STAFF

No referral comments were received from Operational Services.
Referral comments were received from Fire/Emergency Services read by the Chief Administrative Officer.
No referral comments were received from Bylaw Enforcement.

7. WRITTEN SUBMISSIONS

No written submission have been received as of 12:00 Noon, November 4, 2020.

8. PERSONS WISHING TO BE HEARD

There has been no persons indicating their wish to be heard as of 12:00 noon November 4, 2020.

The Mayor asked if there were any persons wishing to be heard. (First Time)

The Mayor asked if there were any persons wishing to be heard. (Second Time)

The Mayor asked if there were any persons wishing to be heard. (Third and Final Time)

9. CLOSURE OF PUBLIC HEARING

JACKSON:

That this Public Hearing on November 9, 2020 be hereby adjourned at 6:04 p.m.

CARRIED PH20-2

3. AGENDA APPROVAL

McGILLIVRAY:

That Council for the Town of Pincher Creek approves the November 9, 2020 agenda as amended, the amendment being the addition of item 4.1 Alberta Health Services – Mike Swystun, 6.2 Citizen Response, 11.2 Land Offer to Purchase – Plan 0614431, Block 1, Lot 4 and 11.3 Pincher Creek Foundation Funding Formula.

CARRIED 20-488

4. DELEGATIONS

4.1 Alberta Health Services – Mike Swystun

Mike Swystun, Health Inspector for Alberta Health Services attended the meeting to provide an update to Council regarding the COVID-19 pandemic and answer any questions.

5. ADOPTION OF MINUTES

5.1 Minutes of the Special Meeting of Council held on October 21, 2020
McGILLIVRAY:

That Council for the Town of Pincher Creek approve the minutes of the Special Meeting of Council held on October 21, 2020 as presented.

CARRIED 20-489

5.2 Minutes of the Organizational Meeting of Council held on October 26, 2020

JACKSON:

That Council for the Town of Pincher Creek approve the minutes of the Organizational Meeting of Council held on October 26, 2020 as presented.

CARRIED 20-490

5.3 Minutes of the Regular Meeting of Council held on October 26, 2020

BARBER:

That Council for the Town of Pincher Creek approve the minutes of the Regular Meeting of Council held on October 26, 2020 as presented.

CARRIED 20-491

L. Rideout joined the meeting at 6:08 pm.

5.4 Minutes of the Committee of the Whole Meeting held on November 4, 2020

KORBETT:

That Council for the Town of Pincher Creek approve the minutes of the Committee of the Whole Meeting held on November 4, 2020 as amended, the amendment being the correction of the date in item 9.4 to **November 8, 2020**.

CARRIED 20-492

6. BUSINESS ARISING FROM THE MINUTES

6.1 Beverley McLachlin Drive Safety Concerns

McGILLIVRAY:

That Council for the Town of Pincher Creek accept the following recommendation from the Operations Committee to request that the CPO's contact the owner of the property on the corner of the hill travelling South on Beverley McLachlin Drive to have the bushes trimmed which may improve the site line for traffic. (Resolution OPS 2020-032)

CARRIED 20-493



6.2 Citizen Response

Mayor Anderberg read the second response to Jim Litkowski.

KORBETT:

That Council for the Town of Pincher Creek accept the Second Response to Jim Litkowski information as presented.

CARRIED 20-494

7. BYLAWS

7.1 Land Use Bylaw Amendment 1547-AJ

JACKSON:

That Council for the Town of Pincher Creek agree to give Bylaw No. 1547-AJ, amending the Land Use Bylaw No. 1547 second reading.

CARRIED 20-495

McGILLIVRAY:

That Council for the Town of Pincher Creek agree to give Bylaw No. 1547-AJ third and final reading and that a copy be attached hereto and form part of the minutes.

CARRIED 20-496

8. NEW BUSINESS

8.1 Using Technology to Meet Customer Needs – Virtual Event

JACKSON:

That Council for the Town of Pincher Creek authorize the attendance of Councillor McGillivray and Councillor Korbett at the virtual event, Using Technology to Meet Customer Needs, on November 18, 2020.

Mayor Anderberg made a friendly amendment that only Councillor Korbett be authorized to attend.

Councillor O'Rourke requested a recorded vote.

IN FAVOUR

Anderberg

Korbett

Barber

McGillivray

Jackson

Elliott

OPPOSED

O'Rourke

CARRIED 20-497

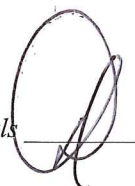
8.2 2021 Joint Funding Allocations

KORBETT:

That Council for the Town of Pincher Creek approve the joint funding allocations at a per capita rate of \$28.76 for a total of \$104,734 contribution from the Town.

CARRIED 20-498

D. Green left the meeting at 6:45 pm.



9. REPORTS

9.1 Upcoming Committee Meetings and Events

Windy Slopes
Policy Review Committee
Minister of Health Meeting

KORBETT:

That Council for the Town of Pincher Creek direct administration to invite a representative from the Municipal District of Pincher Creek and Pikanii to the meeting with the Minister of Health, pending the Ministries approval.

FURTHER

That the Municipal District of Pincher Creek and Pikanii be invited to provide input regarding the strategy for the meeting with the Minister of Health.

CARRIED 20-499

10. ADMINISTRATION

10.1 Council Information Distribution List

O'ROURKE:

That Council for the Town of Pincher Creek accept the November 9, 2020 Council Information Distribution List as information.

CARRIED 20-500

10.2 Legislative Services 2nd & 3rd Quarters Highlight Report

McGILLIVRAY:

That Council for the Town of Pincher Creek receives the Legislative Services 2nd & 3rd Quarters Highlight Report as information with thanks.

CARRIED 20-501

Mayor Anderberg called a recess at 6:52 pm.

Mayor Anderberg called the meeting back to order at 7:02 pm.

11. CLOSED MEETING DISCUSSION

McGILLIVRAY:

That Council for the Town of Pincher Creek agree to move to a closed session of Council on Monday, November 9, 2020 at 7:02 pm in accordance with section 16, 19 and 24 of the Freedom of Information and Protection of Privacy Act, with the Chief Administrative Officer, Director of Community Services and Administrative Manager in attendance.

CARRIED 20-502

Councillor Korbett declared a potential conflict of interest with item 11.2 and left the meeting at 7:11 pm.

Councillor Korbett returned to the meeting at 7:18 pm.

JACKSON:

That Council for the Town of Pincher Creek agree to move out of a closed session of Council on Monday, November 9, 2020 at 7:28 pm.

CARRIED 20-503



11.1 Encroachment Agreement Plan 460B, Lots 117 and 118 – FOIP s. 16 & 24
O'ROURKE:

That Council for the Town of Pincher Creek authorize and approve the encroachment agreement for Plan 460B, Lots 117 and 118 granting the garage located on Lot 117 to encroach 0.17 meter onto the public right-of-way as shown in the Real Property Report dated August 10, 2020 and that all cost associated to prepare and register the agreement be borne by the property owner(s).

CARRIED 20-504

Councillor Korbett declared a potential conflict of interest with item 11.2 and left the meeting at 7:29 pm.

11.2 Land Offer to Purchase Plan 0614431, Block 1, Lot 4 – FOIP s. 16, 19 & 24
McGILLIVRAY:

That Council for the Town of Pincher Creek accepts the Wild Winds Brewery offer to purchase in the amount of \$60,000.00 plus GST for Plan 0614431, Block 1, Lot 4 Dated November 8, 2020 subject to that the purchaser is responsible for all cost associated with the water and sewer connections to the mains and direct administration to provide instruction to North & Company Law Office to act on the Town's behalf regarding the real estate transaction and that all cost associated be borne by the purchaser.

CARRIED 20-505

Councillor Korbett returned to the meeting at 7:33 pm.

11.3 Pincher Creek Foundation Funding Formula
BARBER:

That Council for the Town of Pincher Creek receive the Pincher Creek Foundation Funding Formula information from the Municipal District of Pincher Creek as information.

CARRIED 20-506

12. NOTICE OF MOTION

13. ADJOURNMENT
KORBETT:

That this meeting of Council on November 9, 2020 be hereby adjourned at 7:34 pm.

CARRIED 20-507



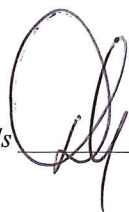
MAYOR, D. Anderberg



CAO, L. Wilgosh

*Regular Council Meeting
November 9, 2020*

**APPROVED BY RESOLUTION
OF THE COUNCIL OF THE
TOWN OF PINCHER CREEK,
THIS 23rd DAY OF NOVEMBER 2020 S E A L
NEXT REGULAR MEETING OF COUNCIL TO BE HELD ON MONDAY NOVEMBER 23,
2020 AT 6:00 P.M.**

Initials 



BYLAW NO. 1547-AJ
of the
TOWN OF PINCHER CREEK
IN THE PROVINCE OF ALBERTA
FOR THE PURPOSE OF AMENDING
LAND USE BYLAW NO. 1547

WHEREAS the Town of Pincher Creek has received a request for a development permit to accommodate the change of use for a food bank and or soup kitchen;

AND WHEREAS the Council for the Town of Pincher Creek deems it desirable to amend Land Use Bylaw No. 1547 to include food bank and soup kitchen;

AND WHEREAS the Town of Pincher Creek must prepare a corresponding bylaw and provide for its consideration at a Public Hearing;

NOW THEREFORE, under the authority and subject to the provisions of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26, as amended, the Council of the Town of Pincher Creek, in the Province of Alberta, duly assembled does hereby enact the following amendments:

- 1. Schedule 2 – Land Use District Regulations; adding “Food bank” and “Soup kitchen” to the list;

Downtown / Retail Commercial – C1
Section 1. Discretionary Uses

- 2. Schedule 13 – Definitions; adding the following definitions:

“Food bank” means a non-profit organization that collects donated food and distributes it to people in need.

“Soup kitchen” means a place where free food is served to those who are homeless or destitute.

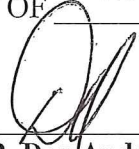
- 3. Bylaw No. 1547, being the Town of Pincher Creek Land Use Bylaw, is hereby amended.
4. The land use district regulation lists and the definitions shall be amended to reflect this change.
5. This bylaw shall come into effect upon third and final reading hereof.

READ A FIRST TIME THIS 13th DAY OF October, 2020, A.D.

[Signature]
MAYOR, Don Anderberg

[Signature]
CAO, Laurie Wilgosh

READ A SECOND TIME THIS 9th DAY OF November, 2020, A.D.




MAYOR, Don Anderberg

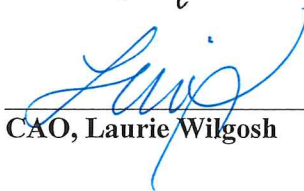


CAO, Laurie Wilgosh

READ A THIRD TIME THIS 9th DAY OF November, 2020, A.D.



MAYOR, Don Anderberg



CAO, Laurie Wilgosh