



**Municipality of Crowsnest Pass  
Council Meeting Minutes  
Tuesday, October 18, 2022**

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A regular meeting of the Council of the Municipality of Crowsnest Pass was held in Council Chambers on Tuesday, October 18, 2022.

**Council Present:**

Mayor Blair Painter, Councillors: Vicki Kubik, Dave Filipuzzi, Doreen Glavin, Lisa Sygutek, Glen Girhiny, and Dean Ward.

**Administration Present:**

Patrick Thomas, Chief Administrative Officer  
Kristin Ivey, Deputy Chief Administrative Officer  
Brian McCulloch, Director of Finance  
Trent Smith, Manager of Community Services  
Jesse Fox, Manager of Protective Services/Fire Chief  
Bill Messner, Deputy Fire Chief  
Bonnie Kawasaki, Recording Secretary

**CALL TO ORDER**

Mayor Painter called the meeting to order at 1:00 pm.

**ADOPTION OF AGENDA**

**Amendments:**

**Consent Agenda**

- d) Crowsnest Pass Community Library Board - Request for Additional Funding - September 29, 2022– Move to Councillor Inquiries and Notice of Motion 10.b – Councillor Filipuzzi

**01-2022-10-18:** Councillor Glavin moved to adopt the agenda as amended.

Carried

**CONSENT AGENDA**

**02-2022-10-18:** Councillor Ward moved that Council approve the following Consent Agenda items as amended without debate:

**3.a**

**Minutes of the Municipal Planning Commission of August 24, 2022**

THAT Council accept the Minutes of the Municipal Planning Commission of August 24, 2022 as information.

**3.b**

**Chinook Arch Regional Library System - Board Report of August 4th 2022**

THAT Council accept the Chinook Arch Regional Library System - Board Report of August 4th 2022 as information.

**3.c**

**2022 AlbertaSW Board Minutes of September 7, 2022 & October Bulletin**

THAT Council accept the 2022 AlbertaSW Board Minutes of September 7, 2022 & October Bulletin as information.

**3.e**

**FCSSAC - Recommendation to Extend the Subsidized Taxi Program through 2023 of October 12, 2022**

THAT Council approve the recommendation from the Family and Community Support Services Advisory Committee to extend the subsidized taxi program through 2023.

Carried

**ADOPTION OF MINUTES**

**Minutes of the Council Meeting of October 4, 2022**

**03-2022-10-18:** Councillor Girhiny moved to adopt the Minutes of the Council Meeting of October 4, 2022, as presented.

Carried

**PUBLIC HEARINGS**

**Bylaw 1115, 2022 - Land Use Bylaw Amendment Omnibus No. 2 - Public Hearing**

Mayor Painter declared the Public Hearing opened at 1:02 pm for Bylaw 1115, 2022 - Land Use Bylaw Amendment Omnibus No. 2.

Patrick Thomas, Chief Administrative Officer provided a brief overview of the bylaw and read into the record that the following written submissions were received before the amended deadline.

- Doug Bender

Mayor Painter invited members of the public to speak in favor of or in opposition to Bylaw 1115, 2022 - Land Use Bylaw Amendment Omnibus No. 2.

Mayor Painter noted that there were no members of the public in attendance who wished to speak, and therefore declared the public hearing closed at 1:03 pm.

**Bylaw 1120, 2022 - Amendment to Bylaw 946, 2016 - the Safety Codes Permit Bylaw - FireSmart Principles**

Mayor Painter declared the Public Hearing opened at 1:04 pm for Bylaw 1120, 2022 - Amendment to Bylaw 946, 2016 - the Safety Codes Permit Bylaw - FireSmart Principles.

Patrick Thomas, Chief Administrative Officer provided a brief overview of the bylaw and read into the record that there were no written submissions received prior to the due date.

Mayor Painter invited members of the public to speak in favor of or in opposition to Bylaw 1120, 2022 - Amendment to Bylaw 946, 2016 - the Safety Codes Permit Bylaw - FireSmart Principles.

Mayor Painter noted that there were no members of the public in attendance who wished to speak, and therefore declared the public hearing closed at 1:05 pm.

**Bylaw 1121, 2022 - FireSmart Bylaw - Public Hearing**

Mayor Painter declared the Public Hearing opened at 1:06 pm for Bylaw 1121, 2022 - FireSmart Bylaw.

Patrick Thomas, Chief Administrative Officer provided a brief overview of the bylaw and read into the record that there were no written submissions received prior to the due date.

Mayor Painter invited members of the public to speak in favor of or in opposition to Bylaw 1121, 2022 - FireSmart Bylaw.

Mayor Painter noted that there were no members of the public in attendance who wished to speak, and therefore declared the public hearing closed at 1:07 pm.

**DELEGATIONS**

None

**REQUESTS FOR DECISION**

**Bylaw 1115, 2022 - Land Use Bylaw Amendment Omnibus No. 2 - Second and Third Readings**

**04-2022-10-18:** Councillor Girhiny moved second reading of Bylaw 1115, 2022 - Land Use Bylaw Amendment Omnibus No. 2.

**05-2022-10-18:** Councillor Ward moved to amend Schedule 19, Recreation Vehicle Park Definition to strike the last 5 words “or as permanent residential occupancy”.



**06-2022-10-18:** Councillor Ward moved to add under Section 53: "(e) the maximum number or maximum percentage of RV units in a Recreational Vehicle Park that may be used for permanent residential occupancy, provided that the RV stalls where those RV units are located have year-round water and wastewater services connections available."

Carried

**05-2022-10-18 (as amended):** moved to strike from Schedule 19, Recreation Vehicle Park Definition the last 5 words "or as permanent residential occupancy"; and to add under Section 53 "(e) the maximum number or maximum percentage of RV units in a Recreational Vehicle Park that may be used for permanent residential occupancy, provided that the RV stalls where those RV units are located have year-round water and wastewater services connections available."

Carried

**04-2022-04-05 (as amended):** moved second reading of Bylaw 115, 2022 – Land Use Bylaw Amendment Omnibus No. 2 as amended; to strike from Schedule 19, Recreation Vehicle Park Definition the last 5 words "or as permanent residential occupancy"; and to add under Section 53 "(e) the maximum number or maximum percentage of RV units in a Recreational Vehicle Park that may be used for permanent residential occupancy, provided that the RV stalls where those RV units are located have year-round water and wastewater services connections available."

Carried

**07-2022-10-18:** Councillor Sygutek moved third and final reading of Bylaw 1115, 2022 - Land Use Bylaw Amendment Omnibus No. 2 as amended.

Defeated

**Bylaw 1120, 2022 - Amendment to Bylaw 946, 2016 - the Safety Codes Permit Bylaw - FireSmart Principles - Second and Third Readings**

**08-2022-10-18:** Councillor Ward moved to defer second reading of Bylaw 1120, 2022 - Amendment to Bylaw 946, 2016 - the Safety Codes Permit Bylaw - FireSmart Principles until the Omnibus Bylaw No. 2 comes back to Council.

Carried

**Bylaw 1121, 2022 - Amendment to FireSmart Bylaw - Second and Third Readings**

**09-2022-10-18:** Councillor Ward moved to defer second reading of Bylaw 1121, 2022 - FireSmart Bylaw until the Omnibus Bylaw No. 2 comes back to Council.

Carried

**Bylaw 1133, 2022 - Amendment to the Procedure Bylaw - First Reading**

**10-2022-10-18:** Councillor Girhiny moved first reading of Bylaw 1133, 2022 - Amendment to the Procedure Bylaw.

Carried

**11-2022-10-18:** Councillor Ward moved second reading of Bylaw 1133, 2022 - Amendment to the Procedure Bylaw.

Carried

**12-2022-10-18:** Councillor Ward moved to consider third Reading of Bylaw 1133, 2022 - Amendment to the Procedure Bylaw.

Carried Unanimously

**13-2022-10-18:** Councillor Glavin moved third and final Reading of Bylaw 1133, 2022 - Amendment to the Procedure Bylaw.

Carried

**Service Areas Update**

**14-2022-10-18:** Councillor Ward moved to accept the Service Areas Update as information.

Carried

**Municipal Planning Committee Bylaw Discussion**

**15-2022-10-18:** Councillor Ward moved that the number of council members appointed to the Municipal Planning Committee increases from 2 to 3 and to decrease the public-at-large membership from 5 to 4.

Defeated

**16-2022-10-18:** Councillor Ward moved that Administration come back with recommendations for changes in variance powers for the development officers whether it be increase or decrease the variance powers to make the approval process more efficient.

Defeated

**17-2022-10-18:** Councillor Kubik moved that the Municipal Planning Commission be disbanded and that the development authority be moved to the development office for approving permits.

Defeated

**18-2022-10-18:** Councillor Girhiny moved that the discussion on the Municipal Planning Commission be deferred for one month's time.  
Carried

**Rural Municipalities of Alberta (RMA) Fall Convention Attendees**

**19-2022-10-18:** Councillor Filipuzzi moved that Council appoint Mayor Painter, Patrick Thomas, Chief Administrative Officer, and Councillors Girhiny and Councillor Glavin to attend the RMA Fall Convention in Edmonton to be held November 7-10, 2022.  
Carried

**Fire Station 4-Hillcrest**

**20-2022-10-18:** Councillor Filipuzzi moved that Council authorizes the closure of Fire Station 4 in Hillcrest and directs Administration to investigate options for the building and property.  
Councillor Sygutek requested a recorded vote.  
IN FAVOR: Councillors Filipuzzi, Girhiny, and Mayor Painter  
OPPOSED: Councillors Sygutek, Kubik, Glavin, and Ward  
Defeated

**Bellevue Lagoons and Frank WWTP Phase 2 Design Concepts**

**21-2022-10-18:** Councillor Ward moved that Administration move ahead with the \$153,000 for immediate repairs to the diffusers at the lagoons and also to move ahead with the force main and the Frank WWTP Phase 2 design concepts from the Wastewater Reserve.  
Carried

**22-2022-10-18:** Councillor Kubik moved that the Municipality immediately discontinue raw sewage dumping in the Bellevue Lagoons.  
Carried

**Drainage Improvements for 23rd Avenue, 86th Street, and 21st Avenue in Coleman**

**23-2022-10-18:** Councillor Sygutek moved that Council approves \$185,000 in funding from the Road Reserve for improving surface drainage on 23rd Avenue, 21st Avenue, and 86th St in Coleman.  
Carried



### **COUNCIL MEMBER REPORTS**

Council reports since the October 4, 2022 meeting of Council:

- None

### **PUBLIC INPUT PERIOD**

- None

### **COUNCILLOR INQUIRIES AND NOTICE OF MOTION**

#### **Affordable Housing – Mayor Painter**

**24-2022-10-18:** Councillor Ward moved to direct Administration to conduct further investigation of affordable housing and to bring back information to a future meeting of Council for consideration.

Carried

#### **Crowsnest Pass Community Library Board - Request for Additional Funding - September 29, 2022 - Councillor Filipuzzi**

**25-2022-10-18:** Councillor Filipuzzi moved that Council approve the Crowsnest Community Library Board request for additional funding for the 2022 budget year in the amount of \$15,000 to be taken from the Millrate Stabilization Reserve.

Carried

### **IN CAMERA**

**26-2022-10-18:** Councillor Sygutek moved that Council go In Camera for the purpose of discussion of the following confidential matters under the Freedom of Information and Protection of Privacy Act and to take a short recess at 5:55 pm:

- a) Personal Privacy – Board Member Resignation - FOIP Act Section 17
- b) Economic Interests of the Public Body – Application to Purchase Municipal Lands - FOIP Act Section 25
- c) Privileged Information - Dairy Road Letter - FOIP Act Section 27

Carried

### **Reconvene**

Mayor Painter convened the In Camera meeting at 6:02 pm. Patrick Thomas, Chief Administrative Officer in attendance to provide advice to Council.

**Recused**

Mayor Painter recused himself from the In Camera meeting at 6:16 pm.

**Reconvene**

Deputy Mayor Ward reconvened the meeting at 6:17 pm. Patrick Thomas, Chief Administrative Officer in attendance to provide advice to Council.

**Return**

Mayor Painter returned to Council Chambers at 6:26 pm and reconvened the meeting as Chairperson.

**27-2022-10-18:** Councillor Sygutek moved that Council come out of In Camera at 6:27 pm.

Carried

**28-2022-10-18:** Councillor Glavin moved that Council accept the resignation of Dennis Watt from the Family and Community Support Services Advisory Committee and direct Administration to write a letter of thank you for his service.

Carried

**29-2022-10-18:** Councillor Filipuzzi moved that Council accept the offer to purchase a portion of Lot 1MR, Block 3, Plan 8311587 subject to the following conditions:

1. That the price is \$4.00 per square foot
2. That the applicant is responsible for all costs associated with the removal of the MR designation from the portion of land to be transferred.
3. That that applicant is responsible for all costs associated with the necessary Land Use Bylaw amendment to redistrict the subject lands to GCR (Grouped Country Residential)
4. That the applicant is responsible for all costs relating to the survey and consolidation of the subject lands with the title to Lot 4 Plan 9711004 by Plan of Survey.
5. That the applicant is responsible for all legal costs associated with this transaction, including the legal costs of the Municipality, if any.
6. That this transaction be completed by July 1, 2023

Carried

**Recused**

Mayor Painter recused himself from the meeting at 6:28 pm.

**30-2022-10-18:** Councillor Sygutek moved that the Municipality will pay for the legal fees for Mayor Painter to obtain a legal opinion in regard to defamation contained in the Dairy Road letter and that Mayor Painter will bring the legal opinion back to Council for further discussion.

Carried



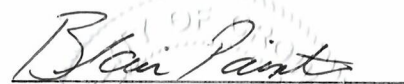
Return

Mayor Painter returned to Council Chambers at 6:30 pm and reconvened the meeting as Chairperson.

ADJOURNMENT

**31-2022-10-18:** Councillor Filipuzzi moved to adjourn the meeting at 6:31 pm.

Carried



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Blair Painter  
Mayor



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Patrick Thomas  
Chief Administrative Officer