

TOWN OF RIMBEY

TOWN COUNCIL

MINUTES OF THE REGULAR MEETING OF TOWN COUNCIL HELD ON TUESDAY, FEBRUARY 13, 2018 IN THE COUNCIL CHAMBERS OF THE TOWN ADMINISTRATION BUILDING

1. Call to Order

Mayor Pankiw called the meeting to order at 5:00 pm, with the following in attendance:

Mayor Pankiw
Councillor Coulthard
Councillor Curle
Councillor Payson
Councillor Rondeel
Chief Administrative Officer – Lori Hillis, CPA, CA
Director of Finance – Wanda Stoddart
Development Officer - Liz Armitage
Recording Secretary – Karen Dawn

Absent:

Public:
Treena Mielke, Rimbey Review
Laurel Barton - Rimbey Soccer Club
16 members of the public

2. Adoption of Agenda

2.1 February 13, 2018 Agenda

Motion 036/18

Moved by Councillor Coulthard to accept the Agenda for the February 13, 2018 Regular Council Meeting, as presented.

CARRIED

3. Minutes

3.1. Minutes of Regular Council January 23, 2018

Motion 037/18

Moved by Councillor Curle to accept the Minutes of the Regular Council Meeting of January 23, 2018, as presented.

CARRIED

4. Public Hearings

4.1 Bylaw 937/18 Amendment to Land Use Bylaw 917/16

Mayor Pankiw declared the Public Hearing for Bylaw 937/18 Amendment to Land Use Bylaw 917/16 open at 5:03 pm.

Mayor Pankiw advised the purpose of Bylaw 937/17 Amendment to Land Use Bylaw 917/16 will amend text to allow freestanding illuminated signs in all institution uses as a discretion use in R1, R2, and R3.

Mayor Pankiw requested confirmation of notice from the Development Officer.

Development Officer Liz Armitage confirmed notice of the Bylaw Hearing for Bylaw 937/18 Amendment to the Land Use Bylaw 917/16, was placed in the Jan 16-22/18 and Jan 23-29/18 editions of the Rimbey Review; and

Notice was given to adjacent property owners by regular mail; and

Notice of this public hearing was posted on the Town of Rimbey web site under important notices with a copy of the complete package available for public review, and on the front and back doors of the Town of Rimbey Administration and at the front counter.

Mayor Pankiw asked the applicant of the application for amendment if he would desire to speak with regards to their application.

Mr. Webb spoke regarding how the church decided they would like to construct a sign to better promote some of the programs offered at the church and be a little progressive when it comes to technology. The sign was put up and a development permit was not applied for. The sign was turned on and the timer was faulty and the sign was left blinking all night, which was the first introduction to the neighbours. The intention of the church is to offer the sign to other non-profit organizations to promote their programs and to not on purpose offend the neighbours.

Mayor Pankiw requested a report from the Development Officer regarding the Amendment to the Land Use Bylaw 917/16.

The Nazarene Church presented to Council as a delegation on November 28, 2017. They have submitted a land use bylaw amendment application to accommodate electronic signs within the R2 zoning.

First Reading of Bylaw 937/18 was passed on January 9, 2017.

Town administration has reviewed the requested Land Use Bylaw amendment request with the Nazarene Church and proposes the following clauses in the Land Use Bylaw 917/16 be made to accommodate freestanding illuminated signs for religious institutions in residential districts. As Religious institutions are only permitted in R1, R2, and R3 districts, the amendments are limited to these districts.

The following excerpts from Land Use Bylaw 917/16 illustrate the proposed amendments. Yellow indicates additions and strikethroughs indicate deletions.

11.6(2)(c) Freestanding Signs

- (i) No freestanding sign shall be located within 10 m of the intersection of lanes/streets, or a street or lane.
- (ii) For any lot located in the C2 or M designations, one Freestanding Sign shall be permitted for every 90 metres of frontage.
- (iii) Illuminated Freestanding Signs shall be a permitted use permitted only in C1, C2 and M designations.
- (iv) Illuminated Freestanding Signs shall be a discretionary use in R1, R2 and R3 for religious institution uses only. A maximum of one Illuminated Freestanding Sign shall be permitted per lot.
- (v) Copy is permitted on both side of Freestanding Signs, including signs angled up to 90 degrees, therefore allowing the Sign Area to the double the permitted Sign Area.
- (vi) Freestanding Signs shall not be located closer than 1.0 m to any front, rear, or side property line.
- (vii) In accordance with Alberta Transportation's setback requirements where abutting a highway.

11.7(4) Where, in the opinion of the Development Authority, a proposed sign in a Residential, Commercial or Industrial District might be objectionable to a resident in any adjacent residential district, the Development Authority may impose such other regulations as they feel would protect the interests of residents.

11.7(5) Flashing, animated or interiorly illuminated signs shall not be permitted in any district where in the opinion of the Development Authority they might:

- (a) Negatively affect residents in adjacent housing, or residential districts;
- (b) Interfere with or obstruct a motor vehicle driver's vision or interpretation of oncoming traffic signs or traffic signal lights.

Table 12.4.1 (R1)

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • Housing, secondary suite • Housing, single-detached • Home based business • Park 	<ul style="list-style-type: none"> • Bed and breakfast • Day care centre, adult • Day care centre, child • Group home • Housing, modular • Religious Institution • Utility installations • Sign • Solar Collectors

Table 12.5.1 (R2)

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • Housing, duplex • Housing, single-detached • Housing, secondary suite • Home based business • Park 	<ul style="list-style-type: none"> • Bed and breakfast • Day care centre, adult • Day care centre, child • Group home • Housing, modular • Religious institution • Utility installations • Sign • Solar Collectors

Table 12.6.1 (R3)

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • Housing, duplex • Housing, triplex • Housing, fourplex • Housing, row housing • Housing, secondary suite • Public parks and recreation areas 	<ul style="list-style-type: none"> • Bed and breakfast • Day care centre, adult • Day care centre, child • Group home • Home businesses • Housing, high rise apartment • Housing, low rise apartment • Religious institution • Utility installations • Sign • Solar Collectors

Mayor Pankiw asked Development Officer Liz Armitage if any written submissions had been received regarding Bylaw 937/18 Amendment to Land Use Bylaw 917/16.

Mrs. Armitage indicated Administration received the following written responses by February 6, 2018.

- Gwen Boyce - In Opposition
- Caroline Hickie – In Opposition
- Rena Neufeld – In Opposition
- Doreen Montalbetti – In Opposition
- Gladys Johnson – In Opposition
- Unsigned Kansa Ridge Estates Phase 1 – In Opposition
- Daniel & Meghan White - In Support
- Alberta Transportation
- Joan Klugist – In Support
- Malcolm Turner – In Support

In addition, Administration was in attendance at the Church of Nazarene Open House on February 6, 2018. 17 people were in attendance including Town Administration representatives, church representatives and 4 residents. Administration also received informal phone calls from residents and attended 1 administrative meeting with 2 impacted residents on February 6, 2018.

Mayor Pankiw asked the gallery if there were any persons wishing to be heard.

Mrs. Armitage indicated there are 13 people who have signed the Public Hearing sign in sheet.

They are:

Darrell Carruthers – In Support- Church board member who purchased the sign not knowing that a permit was needed. Church held an open house on February 6/18. There was no time to fully understand the sign as we didn't have it on long enough.

Kathy Barr – In support – the residential area includes churches and schools which were there when we bought in that area which influenced our decision when buying. We were assured by the church that the sign will not flash all night and showed that brightness color and size of text can be controlled by programming. Sign does not cause a distraction as it is above eye level.

Grant Rainy – In support - The intention is to display positive signs and to make them short, to join with other charitable organizations or churches and will agree to not have the sign running all night. There is no intention to use the sign to generate revenue.

Dennis Semenyra – In support – The church has been in Rimbey for just over 100 years, the food bank is there and youth unlimited, the sign is to promote these while keeping up with the times.

Rena Neufeld – Opposed – Against any Bylaw that will allow a flashing illuminated sign in a residential area. This is a safety issue as this is a well-used non illuminated cross walk area. Point of the sign is to grab your attention and if it is not grabbing your attention then it is not doing its job. The sign is extremely unattractive and may impact property value.

Gwen Boyce – Opposed – Concerns regarding the electronic sign at the church are quite valid; the word institution can be easily challenged to include public use facilities. The majority of public and institutional facilities do not pay taxes to the town – home based businesses that pay taxes to the town would not be able to advertise with an electric sign. Alberta Transportation strongly recommends that rural and urban municipalities do not allow illuminated signs adjacent to their highways. Increased safety is needed at that intersection why would further distraction be added?

Caroline Hickey – Opposed – While a decision regarding the bylaw is being made, does it mean that if someone else wants to put up a sign they can go ahead and do that?

Joe Anglin – Not in opposition or support – The word institution was brought up previously and it would probably behoove Council to define what an institution is. The vocabulary in the bylaw should be more defined.

Mayor Pankiw asked a second time if any other persons wished to be heard.

Mayor Pankiw asked a third time if any other persons wished to be heard.

Earl Giebelhaus – Not in opposition or support – Speaking about the wording of the bylaw – institutional use, should institution use be a separate zoning.

Caroline Hickie – Opposed - Loved the condos when she came to Rimbey 4 years ago, now is concerned that the sign will affect the sale of her condo.

Mayor Pankiw asked Development Officer Liz Armitage if she had any closing comments she would like to make.

Development Officer Liz Armitage – Administration is not recommending second or third reading specifically as there is another item on the agenda and we want to go over some clarifications rules regarding the Municipal Government Act and The Land Use Bylaw and need more thought into this.

- Mayor Pankiw asked the Applicant if he had any closing comments he would like to make.
- No closing comments by the applicant.
- Mayor Pankiw declared the Public Hearing for Bylaw 937/18 Amendment to Land Use Bylaw 917/16 closed at 5:43pm.
5. Delegations
- 5.1 Rimbey Soccer Club
- Mayor Pankiw welcomed Laurel Barton of the Rimbey Soccer Club to the Council Meeting.
- Laurel Barton spoke pertaining to indoor rental space for competitive league and requesting that the rental fee be reduced from \$75.00/hr to \$35.00/hr.
- Mayor Pankiw thanked Laurel Barton for her presentation regarding the Rimbey Soccer Club.
- Motion 038/18
- Moved by Councillor Curle to accept the delegation presentation as presented.
- CARRIED
- 1 member from the Rimbey Soccer Club departed the Council Meeting at 6:10 pm.
6. Bylaws
- 6.1 Bylaw 938/18 Council Code of Conduct
6.2 Bylaw 939/18 Council Procedural Bylaw
- Motion 039/18
- Moved by Mayor Pankiw to table Bylaw 938/18 Council Code of Conduct and Bylaw 939/18 Council Procedural Bylaw for a Special Meeting of Council on March 12 at 5:00 pm.
- CARRIED
7. New and Unfinished Business
- Motion 040/18
- Moved by Mayor Pankiw to have Chief Administrative Officer Lori Hillis contact the Director of Community Services to determine an hourly rate for the arena for minor sports in the off season and bring the information back to the February 27, 2018 Regular Meeting of Council.
- CARRIED
- 7.1 Authority to Issue Development Permits
- No motion was made regarding the authority to issue development permits.
- Motion 041/18
- Moved by Mayor Pankiw to add 7.3 Bylaw 937/18 Amendment to Land Use Bylaw 917/16 to the agenda.
- CARRIED
- Motion 042/18
- Moved by Councillor Payson to extend the meeting beyond the 90 minutes as allocated for Council Meetings in Bylaw 924/16 Council Procedural Bylaw.
- CARRIED

7.2 ComputersMotion 043/18

Moved by Mayor Pankiw to purchase 10 new computers and install a communication rack in the basement at the Town Office at the price of \$16,500.00, to be added to the capital budget.

CARRIED

Motion 044/18

Moved by Councillor Rondeel to remove the strategic planning in the amount of \$22,000.00 from the capital budget.

CARRIED

7.3 Land Use Bylaw AmendmentMotion 045/18

Moved by Mayor Pankiw to give Second Reading to Bylaw 937/18 Amendment to Land Use Bylaw 917/16.

DEFEATED

8. Reports

8.1 Department Reports - None8.2 Boards/Committee Reports

8.2.1 Rimbey Historical Society Board Meeting Minutes November 15, 2017

8.2.2 Tagish Engineering Ltd Project Status Update to January 18, 2018

Motion 046/18

Moved by Councillor Coulthard to accept the Rimbey Historical Society Board Meeting Minutes of November 15, 2017 and the Tagish Engineering Ltd. Project Status Updates to January 18, 2018, as information.

CARRIED

9. Correspondence

9.1 Kim Short9.2 Wolf Creek Public SchoolsMotion 047/18

Moved by Mayor Pankiw to have administration contact Kim Short regarding a skate boarding competition in Rimbey and work out all the details (insurance, washrooms and first aid) and bring it back to Council.

CARRIED

Motion 048/18

Moved by Councillor Curle to accept the correspondence from Wolf Creek Public Schools, as information.

CARRIED

10. Open Forum

10.1 Open Forum

One person spoke regarding the November 28/17 Council Meeting – Motion 332/17 Administration to investigate the possibilities of live streaming Council Meetings and costs to set it up and bring the information back to Regular Council Meeting scheduled for January 9, 2018.

One person spoke regarding the other businesses and institutions realizing how serious it is to do something like that and very happy about the decision

11. In Camera

11.1 Personnel (Pursuant to Division 2, Section 17(2) of the Freedom of Information and Protection of Privacy Act.

Motion 049/18

Moved by Councillor Curle the Council meeting go in camera at 7:11 pm, pursuant to Division 2, Section 17(2) of the Freedom of Information and Protection of Privacy Act, with Mayor Pankiw, Councillor Coulthard, Councillor Curle, Councillor Payson, Councillor Rondeel, Chief Administrative Officer Lori Hillis, Director of Finance Wanda Stoddart, and Recording Secretary Karen Dawn to discuss a personnel issue.

CARRIED

Motion 050/18

Moved by Mayor Pankiw the Council meeting reverts back to an open meeting at 7:13 pm.

CARRIED

Motion 051/18

Moved by Councillor Payson appoint Erika Cissell to be a Municipal Library Board Member for a three year term, commencing February 14, 2018.

CARRIED

12. Adjournment

Motion 052/18

Moved by Councillor Curle to adjourn the meeting.

CARRIED

Time of Adjournment: 7:14 pm.



MAYOR RICK PANKIW



CHIEF ADMINISTRATIVE OFFICER LORI HILLIS