Agenda for the Regular Meeting of the Vauxhall Town Council Tuesday September 3, 2024 6:00 p.m. – Vauxhall Council Chambers

Agenda Item Action 1. Call to Order 2. Adoption of Agenda For Adoption 3. Minutes **Council Minutes** a.) Regular Meeting of Council August 19, 2024 For Adoption **External Minutes** Receive for Information b.) Municipal Planning Committee meeting of August 26, 2024 4. Bylaw(s) 2nd Reading a.) Bylaw No. 999-24 Rates Bylaw Receive for Information 5. Reports a.) Upcoming Events and Meeting 6. New Business a.) Municipal District of Taber - Discussion Resolution b.) Community Standards Bylaw No. 995-19 - Review Receive for Information 7. Information and Correspondence Receive all for Information a.) FCSS - Orange Shirt Day

8. Adjournment

A regular meeting of Council of the Town of Vauxhall, was held in Council Chambers on Monday August 19, 2024, at 6:00 p.m.

PRESENT

MAYOR:

Kimberley Cawley

DEPUTY MAYOR:

Marilyn Forchuk

COUNCILLORS:

Shelley Deleeuw Kimberly Dorin Russell Norris Henry Zacharias

ABSENT:

ALSO PRESENT:

Chief Administrative Officer: Asst. CAO/Office Manager:

Cris Burns Mindy Dunphy

CALL TO ORDER:

Mayor Cawley called the meeting to order at 6:01 p.m.

Adoption of Agenda

RES: 24:141

MOVED by Councillor Norris to adopt the agenda as amended.

CARRIED Additions:7(g) AUC

7(h) ATB Account

Delegation

RES: 24:142

MOVED by Deputy Mayor Forchuk to receive all as information:

a.) R.C.M.P

b.) SouthGrow Regional Initiative

CARRIED

Minutes

RES: 24:143

MOVED by Councillor Deleeuw to adopt the following minutes as presented.

- Regular meeting of Council July 15, 2024
- Special Meeting of Council July 22, 2024
- Special Meeting of Council August 13, 2024

External Minutes RES: 24:144

MOVED by Councillor Zacharias to accept the following minutes as information:

- Vauxhall Regional Water Services Commission Meeting of April 15, 2024
- Joint Economic Development Committee Meeting of May 1, 2024
- Municipal Planning Commission Meeting of July 22, 2024
- Policy, Bylaw & Rates Committee Meeting of August 7, 2024

CARRIED

Bylaw 999-24 Rates Bylaw RES: 24:145

MOVED by Councillor Norris that Bylaw 999-24 to establish service fees in the town of Vauxhall, be given (1st) reading, as presented. **CARRIED**

July 31, 2024 Cheque Listing

RES: 24:146

MOVED by Councillor Zacharias to adopt the July 31, 2024, cheque listing in the amount of two hundred and eighty-eight thousand two hundred and eighty-two dollars and fifty-eight cents (\$288,282.58), as information. **CARRIED**

Financial Information

RES: 24:147

MOVED by Councillor Dorin to accept the following as information:

AMSC Mastercard as of August 7, 2024

CARRIED

Boards & Committees

RES: 24:148

MOVED by Deputy Mayor Forchuk to accept the request from Councillor Dorin to be removed from the Taber & District Housing Committee and to approve the appointment of Councillor Norris to be the Town of Vauxhall's representative on the Taber & District Housing Committee until next Organizational Committee of Council.

CARRIED

Library Board

RES: 24:149

MOVED by Councillor Norris to rescind the Resolutions 22:145 and

23:230. **CARRIED**

Library Board

RES: 24:150

MOVED by Councillor Deleeuw to appoint Beverly Brummelhuis to serve

as a member on the Vauxhall Library Board to June 20, 2025.

Library Board

RES: 24:151

MOVED by Deputy Mayor Forchuk to re-appoint Petra Klemphauer and Tina Redekopp to the Vauxhall Library Board to December 11, 2026.

CARRIED

Property Tax

RES: 24:152

MOVED by Councillor Norris to accept the letters of concern on

Plan 2311284, Block 8, Lot 2,3,4 as information.

CARRIED

ACI-Grant

RES: 24:153

MOVED by Councillor Norris for Council to write a letter for the Vauxhall Academy of Baseball in support of their Active Communities Initiative

Grant Application.

CARRIED

Number of Councillors

RES: 24:154

MOVED by Deputy Mayor Forchuk to accept as information of Council.

CARRIED

AUC Review

RES: 24:155

MOVED by Councillor Deleeuw to move forward with the process for AUC

to review and re-approve the franchise agreement between ATCO and

Town of Vauxhall.

CARRIED

ATB Account

RES: 24:156

MOVED by Deputy Mayor Forchuk to approve Administration to close the

ATB account #249983500 of \$17.60.

CARRIED

Reports

RES: 24:157

MOVED by Councillor Norris to accept the following as information:

- Council Activity Report July 2024
- Action List
 - i.) Action List July 2024
 - ii.) Action List in Progress August 2024
- Upcoming Events and Meetings

CARRIED

Information and Correspondence

RES: 24:158

MOVED by Councillor Dorin to accept the following as information:

- Southern Alberta Regional Victim Serving Society
- International Youth Day
- Expanding homelessness supports in Lethbridge
- Vauxhall & District Regional Water Services Commission Water Update
- Rural Renewal Program

Adjournmer	ηt
------------	----

Meeting Adjourned at 7:49 p.m.

DEPUTY MAYOR

CHIEF ADMINISTRATIVE OFFICER

MUNICIPAL PLANNING COMMISSION MEETING

MONDAY, August 26, 2024

A Municipal Planning Commission meeting of the Town of Vauxhall was held in council chambers Monday August 26, 2024 @ 5:15 p.m.

PRESENT:

CHAIR:

Henry Zacharias

VICE CHAIR:

Russ Norris

DEPUTY MAYOR:

Marilyn Forchuk

DEVELOPMENT OFFICER:

Cris Burns

ORRSC STAFF:

Bonnie Brunner

ALSO PRESENT:

Mindy Dunphy

ABSENT:

CALL TO ORDER:

Chair Zacharias called the meeting to order at 5:15 p.m.

Adoption of

ADOPTION OF AGENDA:

Agenda

RES: MPC24:31

MOVED by Deputy Mayor Forchuk to adopt the agenda as

presented.

CARRIED

Adoption of

ADOPTION OF MINUTES:

Minutes

RES: MPC24:32

MOVED by Deputy Mayor Forchuk to adopt the Municipal Planning

Commission meeting minutes of July 22, 2024.

DEVELOPMENT PERMIT APPLICATIONS

2024D - 21 Fehr, Jake

815 1st Avenue North (Lot 3, Block 8, Plan 2311284)

Use: Metal Fence - Requesting variance of front setback

Land Use District: Industrial - I

RES: MPC24:33 MOVED by Councillor Norris that council move to closed session to

discuss Development Permit 2024D-21 Fehr, Jake at 5:35 p.m.

CARRIED

RES: MPC24:35 MOVED by Deputy Mayor Forchuk that council return to open

meeting at 5:48 p.m.

CARRIED

5:48 p.m. Meeting recessed to allow return of public.

5:49 p.m. Meeting resumed with public present.

RES: MPC24:34 MOVED by Councillor Norris to refuse the application 2024D – 21

development permit with the following conditions:

Refused for the following reasons:

1. The proposed development constitutes a significant change to the intent of condition #13 required under DP 2020D-10.

Approval would set precedent for other development in the Town and development permits on industrial lots to the east which have been previously issued with the same condition.

CARRIED

Adjournment 5:54 p.m.

CHAIR			
HENRY ZACHARIAS			
DEVELOPMENT OFFICER			
CRIS BURNS			

BEING A BYLAW OF THE TOWN OF VAUXHALL, IN THE PROVINCE OF ALBERTA, TO PROVIDE FOR THE REGULATION OF COMMUNITY STANDARDS.

WHEREAS the Municipal Government Act being Chapter M-26 of the RSA 2000 provides that Council may pass bylaws to control people, activities and things in, on or near a public place that is open to the public.

AND WHEREAS the Council of the Town of Vauxhall in the Province of Alberta, deem it proper and expedient to introduce regulations pertaining to parks, boulevards, and sidewalks and other Town owned property.

NOW THEREFORE the Municipal Council of the Town of Vauxhall, in the Province of Alberta, duly assembled enacts as follows:

This bylaw shall be short titled the "Community Standards Bylaw"

1. DEFINITIONS

- 1. Alley means a narrow highway intended chiefly to give access to the rear of buildings and parcels of lands.
- 2. **Boulevard** means that portion of any street between the curb lines or lateral lines of a roadway, and the adjoining property lines, exclusive of sidewalk; also that portion of a street between the curb lines or lateral lines of a divided roadway.
- 3. CAO means the Chief Administration Officer as appointed by the Town.

4. Crosswalk means:

- a. That portion of a roadway at an intersection included within the connection of the lateral line of the sidewalks on opposite sides of the highway measured from the curbs, or, in the absence of curbs, from the edge of the roadway, or
- b. Any part of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by other markings on the road surface.
- 5. **Highway** means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestle way or other place, whether publicly or privately owned, any part of which the public is ordinarily entitled or

permitted to use for the passage of vehicles and is entitled or permitted to use for the passage of vehicles, and includes:

- a. A sidewalk (including a boulevard portion thereof)
- b. Where a ditch lies adjacent to and parallel with the roadway, the ditch, and
- c. Where a highway right of way is contained between fences or between a fence and on the side of a roadway, all the land between the fence and the edge of the roadway, as the case may be.
- 6. Intersection means the area embraced with the prolongation or connection of:
 - a.. The lateral curb lines of a highway, or if none exist
 - b. The exterior edges of the highway, where two or more highways join one another at an angle whether or not one highway crosses the other.
- 7. **Motor Vehicle** means a device in upon or by which a person or thing may be transported or drawn upon a highway, and does not include any vehicle that may be drawn under muscular power.
- 8. Municipality means the Town of Vauxhall, in the Province of Alberta.
- 9. **Obscene Behavior** means words, expressions or acts that are indecent, lewd, offensive or outrageous to accepted standards of decency or modesty.
- 10. Park means a piece of ground in or near a municipality, kept for ornamental purposes or recreation or a piece of property within the limits of the Town and owned by the Town that is not yet developed.
- 11. Peace Officer means a Bylaw Enforcement Officer appointed by the Town or a member of the Royal Canadian Mounted Police (RCMP) or any other employee of the town delegated by the CAO to enforce this bylaw.
- 12. Reasonable Notice means 48hrs notice.
- 13. Roadway means the part of a highway intended for use by vehicular traffic.
- 14. Sidewalk means that part of a highway especially adapted to the use of or ordinarily used by pedestrians and includes that part of a highway between the curb line thereof (of the edge of the roadway, where there is no curb line) and the adjacent property line, whether or not pave or improved.

15. **Traffic Control Device** means any sign, signal, marking or device placed, marked or erected under the authority of the Town for the purpose of regulations, warning or guiding traffic.

2. PARKS

- 1. No person shall damage or cause damage to the park flora, equipment, fencing, play field, irrigation systems or other fixtures located within a park; notwithstanding a violation ticket has been issued a person who is considered to have caused damage to flora, equipment, fencing, play field, irrigation systems or other fixtures located within a park shall be responsible for the cost of repairing said damage.
- 2. Except with the expressed written approval of the CAO, no person in any park area shall:
 - a. Place or erect any structure, sign, bulletin board, post, pole, or advertising device of any kind, or attach any notice, bill, poster, sign, wire, or cord to any tree, shrub, fence railing, post or structure;
 - b. Distribute any hand bills or circulars; or
 - c. Use any audible advertising vehicle.
- 3. No person shall place or deposit in any river, stream, irrigation ditch, pool, pond, fountain or spring, lawn, garden, display, in any part of a park, except in a receptacle provided for such purpose by the town, any paper, cardboard, tire, bottle, glass or any matter of any kind which may be offensive, injurious or inconvenient to persons using the park area.
- 4. No person shall operate, drive or park any vehicle in any park except on public highways, lanes, pathways, or parking areas specifically designated for use by vehicles. This section shall not apply to those vehicles that are:
 - a. Public utility service vehicles when being used to construct, maintain or to service a public utility in a park;
 - b. Police and firefighting equipment when used for patrolling, rescuing, or firefighting in a park; or
 - c. Town of Vauxhall vehicles carrying out those duties established by the CAO.

Any person who operates a vehicle or permits another person to operate a vehicle in a park without complying with the requirements of this section is guilty of an offence.

- 5. The CAO may, at any time as is deemed necessary, temporarily close any park or portion thereof to the public use.
- 6. No person, other than an official, employee or contract employee engaged by the town shall enter any part or portion of a park while the park has been closed as per section 5 of this part.
- 7. No person, temporary or otherwise, shall reside or camp in any park; this section shall not apply to any person who is camped or residing in a park in an area so designated for such purpose or any area temporarily permitted for such purpose, and they are complying with any conditions established by the CAO.
- 8. No person shall start any open fires or permit any person under his or her control to start any open fires in any park within the Town of Vauxhall.
- 9. No person shall write, mark, draw, or paint on any fence, tree, post or other place or thing or any park, or expose to view or distribute or circulate any obscene behaviour, picture, painting, drawing, marking, writing, printing or figure or in any way assist in doing any of the foregoing acts or deeds. Obscene under this part shall in the opinion of the Peace Officer acting reasonably.
- 10. The CAO in respect of any park within their jurisdiction may make rules and regulations pertaining to the operation of any park or portion thereof as they deem necessary from time to time and may amend or delete the same.
- 11. The CAO may limit the use of any park area or portion thereof to the use of one or more types of recreational activities.

3. BOULEVARD

- 1. All persons shall be responsible for maintaining any boulevard adjacent to any property they own or occupy.
- 2. The Town may permit the planting of grass or graveled boulevards subject to the following conditions:
 - a. All property owners shall ensure that the boulevard areas which abut or flank their property are seeded to grass or gravel or adequately landscaped within two growing seasons of the issuance of an occupancy permit;

- b. In established residential areas all property owners shall ensure that boulevard areas are seeded to grass or graveled;
- c. No person shall plant any shrub or hedge in a boulevard area or allow a shrub or hedge planted on their property to extend into a boulevard area;
- d. All persons shall ensure that the fire hydrant adjacent to their property is kept clear and accessible and that no shrubs, plants, trees or protruding items be planted or placed within 4.57 meters of the fire hydrant;
- e. All persons shall remove or adequately trim trees or shrubs on private property that in any way interferes with and/or endangers the lines, poles, conduits, pipes, sewer or other workings of the Municipality or other public utility.
- 3. No person shall plant a tree on a boulevard or remove an existing tree from a boulevard without the expressed written consent of the Town.

4. SIDEWALKS

- 1. All persons shall maintain any sidewalk adjacent to the land they own or occupy keeping them clear of all snow and ice within twenty-four (24) hours of its accumulation.
- For greater certainty "maintain" in this section means removing the accumulation of snow and ice from the property side of the sidewalk to the edge of the boulevard or curb whichever the case may be, completely cleared down to the pavement of said sidewalk.
- 3. No person shall cause any snow or ice, which is the result of said maintenance, to be placed on a highway, unless:
 - a. They are the owner of a property adjacent 2 Avenue North between 4 Street North and 6 Street North.
 - b. They are an employee of the Town or a company contracted to the town conducting their regular duties or contracted duties, and the placing of snow on the highway is required for that purpose.
- 4. Any person who causes material of any kind to be placed on the highway in a residential area shall remove said material, upon request of a Peace Officer, within twenty-four (24) hours; and is guilty of an offence.
- 5. Any person who fails to comply with the request of a Peace Officer is guilty of an offence and is subject to the penalty set out in schedule "A", of this bylaw, plus the costs incurred by the Town to remove said material on their behalf.
- 6. All persons within the Town shall remove all deleterious substance and obstructions from the sidewalk situated on land adjoining the property owned, or occupied by

them including dirt, leaves, and other natural material which may accumulate in such areas from time to time.

- 7. Due to the threat to public safety of this section, and when exigent circumstances exist, the town may clear the sidewalk adjacent to a property without prior warning and the costs incurred by, causing the work to be completed, is a debt owed to the Town and may be collected as such.
- 8. No person shall cause any electrical extension cords to be conveyed above the surface of the sidewalk subject to the following conditions:
 - a. the extension cord must be of a grade approved for outdoor use
 - b. a sturdy device of a nonconductive material not susceptible to wind action must be used to support and convey the extension cord above the surface of the sidewalk at a height of not less than 2.25 meters
 - c . all electrical extension cords and portable supporting devices shall be removed from boulevards not later than April 30 of each year

The Town may issue an Order in regards to removal of the electrical extension cord and portable supporting devices and within five (5) days of same may enter upon the property to remove the electrical extension cord and portable supporting device unless a hazard exists, then removal by the Town shall be immediate.

9. Any person who fails to maintain a sidewalk adjacent to the land they own or occupy to the degree prescribed by this section shall be guilty of an offence.

5. HIGHWAYS

- 1. No person shall cause damage to any highway within the Town of Vauxhall.
- 2. No person shall operate any tracked machine upon any highway within the Town of Vauxhall. This section shall not apply to any person who:
 - a. Is an employee of the town and operating a tracked machine is for the purpose of conducting his regular duties,
 - b. Is a contracted employee or organization to the Town and operating a tracked machine is for the purpose of conducting his or their contracted duties.
- 3. The CAO or a Peace Officer may close or temporarily close any highway within the Town by placing such traffic control devices as deemed necessary for that purpose. This duty may be delegated to any other employee of the Town.

- 4. No person shall remove, damage, or destroy any traffic control device set out to close a highway within the Town. Any person, who on reasonable grounds a Peace Officer believes had damaged or destroyed a traffic control device, said person shall be responsible for the repair or replacement of said device.
- 5. No person shall enter upon a highway that has been closed by the CAO pursuant to section 5(3) of this bylaw.

6. BEHAVIOURS

1. No person shall conduct themselves in such a manner that may be considered obscene.

7. ENFORCEMENT AND ORDER OF COMPLIANCE

- 1. A Peace Officer may, for the purpose of ensuring that the provisions of this bylaw are being complied with, enter upon any property, in accordance with s. 542 of the *Municipal Government Act*, to carry out an inspection, enforcement or other action required or authorized by this bylaw, the *Municipal Government Act*, or other statute of Alberta.
- 2. When exercising his authority to enter onto a property for inspection or enforcement under s. 7(1) of this bylaw, the Peace Officer shall provide the Owner or Occupier of the property with reasonable notice.
- 3. Where a Peace Officer has reasonable grounds to believe that a person has violated any provision of this bylaw, the Peace Officer may commence enforcement against such person by issuing a written order to the person giving a specified time to remedy the violation pursuant to section 545 of the *Municipal Government Act*.
- 4. Where a Peace Officer has reasonable grounds to believe that a person has violated any provision of this bylaw, the Peace Officer may commence court proceedings against such person by:
 - a. Issuing the person a Municipal Violation Ticket in such form as prescribed from time to time by the CAO; or
 - b. Issuing the person a Violation Ticket pursuant to the provision of Part 2 of the *Provincial Offences Procedure Act*; or
 - c. Swearing out an Information and Complaint against the person.
- 5. Where a Designated Officer issues a Violation Ticket in accordance with section 4 of this bylaw, the Officer may either:
 - Require the person to pay the specified penalty as provided for the offence in Schedule A of this bylaw by including such specified penalty in the Violation Ticket; or

- b. Require a Court appearance of the person where the Peace Officer believes that such appearance is in the best public interest, pursuant to the provisions of Part 2 of the *Provincial Offences Procedure Act*.
- c. No provision of this bylaw or any action taken pursuant to any provision of this bylaw shall restrict, limit, prevent or preclude the Town from pursuing any other remedy in relation to a Property provided by the *Municipal Government Act*, or any other statute of the Province of Alberta.
- d. Notwithstanding whether a Violation Ticket has been issued under section 4(a) of this bylaw, any Owner or Occupier who contravenes this bylaw may be issued an order by a Peace Officer to remedy the contravention in any manner deemed necessary under the circumstances pursuant to section 545 or section 546 of the *Municipal Government Act*.

8. PENALTIES

- 1. Any person who contravenes any provision of this bylaw is guilty of an offence and is liable to a penalty as set out in Schedule "A" of this bylaw.
- 2. Where a contravention of this bylaw is of a continuing nature, more than one Violation Ticket may be issued by a Peace Officer provided however, that no more than one (1) Violation Ticket is issued for each day that the contravention continues.
- 3. If a Peace Officer has reasonable grounds to believe that a person has contravened any provisions of this bylaw, such Officer may serve upon such person a violation ticket allowing payment of the specified penalty to the Town, which payment shall be accepted by the Town in lieu of prosecution for the offence.
- 4. No person shall do anything or omit to doing anything where such act or omission shall be construed as obstructing a Peace Officer from his duty of investigating and enforcing any contravention of or any provision of this bylaw.

9. SERVABILITY

1. If at any time, any provisions of this bylaw is declared or held to be illegal, invalid, or ultra vires, in whole or in part, then the provision shall not apply and the remainder of this bylaw shall continue in full force and effect and be construed as if it had been enacted without the illegal, invalid or ultra vires provision.

10. GENDER

1. In this bylaw, whenever the male gender is specified it shall be interpreted as meaning both male and female as applicable.

11. RESCINDING BYLAW

1. This bylaw repeals Bylaw No. 866-13

READ a first time in open council this 18th of November, 2019

READ a second time in open council this 18th of November, 2019

READ a third and final time in open council this 18th of November, 2019

MAYOR

CHIEF ADMINISTRATIVE OFFICER

SCHEDULE A

Section	Offence	Each Offence
2(1)	Causing damage in a park	\$100.00 + costs
2(2)	Advertising in a park	\$100.00
_2(3)	Littering	\$100.00
2(4)	Operating/ parking a motor vehicle within a park	\$100.00
2(6)	Entering a park while closed	\$100.00
2(7)	Camping in an undesignated area	\$100.00
2(8)	Open fire within a park	\$100.00
2(9)	Graffiti	\$150.00
3(3)	Planting or removing a tree on a boulevard without authorization	\$100.00
4(3)	Piling snow on a highway	\$75.00 + cost
4(8)	Failure to make extension cord visible	\$50.00
4(9)	Failing to maintain sidewalk	\$50.00
5(1)	Causing damage to a highway	\$150.00 + cost
5(2)	Operating a tracked machine within the town	\$100.00
5(4)	Damaging or removing a traffic control device	\$100.00 + cost
5(5)	Entering a highway that has been closed by the CAO	\$100.00
6(1)	Obscene Behaviour	\$100.00
8(4)	Obstruction of a Peace Officer	\$500.00

la

ORANGE SHIRT DAY



September 30th is the National Day for Truth and Reconciliation, also known as Orange Shirt Day. On this day, Canadians are encouraged to wear orange in order to commemorate the residential school experience, as well as witness and honour the healing journey of the Survivors and their families. By wearing orange, you spark a conversation about reconciliation.

There are many ways to start a conversation about Orange Shirt Day with your family. Here are just a few examples:

- If you have children, talking about residential schools is not easy, but it is important. To start a conversation, read age-appropriate books such as Phyllis's Orange Shirt by Phyllis Webstad, When I was Eight by Margaret Pokiak-Fenton, or Spirit Bear and Children Make History by Cindy Blackstock and Eddy Robinson.
- Discuss the meaning of reconciliation by doing an activity that speaks to kindness, friendship, and collaboration. A good activity for the whole family is to go outside and identify all the different ways nature interacts with each other to achieve a common goal of harmony and togetherness.

Did you know?

• FCSS offers free culturally sensitive programming for Indigenous families with children 0-18 years old, parent education and support, and assistance with system navigation.

Truth and Reconciliation Day can be difficult for those who have experienced residential school. If you are in distress, here are some resources:

- National Indian Residential School Crisis Line: 1-866-925-4419
- Hope for Wellness Help Line: 1-855-242-3310
- Mental Health Help Line: 1-877-303-2642

For more information about FCSS's Indigenous Family Liaison Program, contact Michelle Eagle Tail Feathers at 403-332-1783.

Submitted by:
Michelle Eagle Tail Feather
Indigenous Family Liaison Worker



SERVING:

Barnwell I Barons I Coaldale I Coalhurst I Lethbridge County I County of Warner Coutts I Milk River I M.D. of Taber I Nobleford Picture Butte I Raymond I Stirling Taber I Vauxhall I Warner