

**REGULAR MEETING OF COUNCIL OF THE TOWN OF CALMAR WAS HELD ON
TUESDAY FEBRUARY 16TH, 2010 COMMENCING AT 7:00 PM
IN THE BOARD ROOM**

1. CALL TO ORDER: Mayor Popik called the Regular Council Meeting of February 16th, 2010 to order at the hour of 7:00pm.

PRESENT: Mayor Popik, Councillors Blackmore, Bartlett, Sekora, Edmunds, Town Manager Murphy, Director of Finance Storey, Director of Planning and Development Melesko, Director of Protective Services Bachman, Delegation – Erick Schmidt and Associate Manuel Esterbrooke with Bio Digester, Melody Sommerfeld with Jubilee Burgers and Public at Large and Press.

2. REVIEW AND ACCEPTANCE OF AGENDA:

Mayor Popik requested to add under 4. Delegation c) Jubilee Burgers – Melody Sommerfeld and add under 7. New Business d) Subdivision Application #09-N-491.

Moved by Councillor Blackmore to adopt the agenda as amended.

**CARRIED
R-10-02-10**

3. PUBLIC HEARING:

Benji Waser from Meyers Norris and Penny entered the meeting at 7:04pm.

4. DELEGATION:

a) Erick Schmidt – Bio ReFinex

BioRefinex thermal hydrolysis process is currently the safest, validated environmental technology in the world which transforms organic wastes and residues, including specified risk materials into sterile biochemical nutrients valuable for biogas and fertilizer production. It is designed to process a wide range of residential commercial, agricultural and industrial organic waste streams as well it provides a solution for dead stock, road kill and specialty livestock offal and high volume urban food wastes.

Biosphere⁴ technologies have been engaged in research and development of the BioRefinex process for over 10 years. Patents have been granted in all the major and industrial and agricultural countries of the world. A pilot test facility is maintained in Alberta and engineering of commercial plants has now commenced in cooperation with internationally experienced partners.

All testing is undertaken in government-certified labs or independent research facilities. The European Commission has approved the BioRefinex process for Category II and III animal by-product processing and Category I (TSE'S) validation tests have been completed in Scotland.

The Canadian Food Inspection Agency has issued a "negligible" risk rating for BioRefinex processing of SRM material, with no further restrictions on the industrial use of the hydrolyzed output material.

Dr. Jianhua Zhu entered the meeting at 7:20pm.

Some of BioRefinex advantages are that it destroys infectivity of all microbial pathogens and prions, high temperature saturated steam reactors hydrolyze proteins and fats into amino acids and fatty acids, pollution free process eliminates odours and protects environment through zero waste, short cycle time, modular flexibility and small footprint, high volume sealed batch process - safety and security for human operators and regional processing and integration with municipal and industrial biogas co-generation power plants.

Discussions ensued.

Erick thanked Council for the opportunity to make a presentation to Council.

Moved by Mayor Popik to adjourn the Regular Council Meeting of Tuesday February 16th, 2010 at the hour of 7:45pm for a short recess so the public and press can ask any questions in regards to BioRefinex.

**CARRIED
R-10-02-11**



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Erick Schmidt and Manuel Esterbrooke left the meeting at the hour of 7:55pm.

Moved by Mayor Popik that Council reconvene back to the February 16th, 2010 Regular Council Meeting at the hour of 7:56pm.

**CARRIED
R-10-02-12**

b) Meyers, Norris and Penny – Benji Waser

Benji Waser introduced himself to Council and explained the audit procedure for 2009 and informed Council that everything in the audit looked pretty good. Meyers Norris and Penny will have the final draft of the audit to Administration by March 10th, 2010 which then will be presented to Council at the next Regular Meeting of March 15th, 2010.

Council thanked Benji for his presentation.

Benji Waser left the council meeting at 8:05pm.

c) Jubilee Burgers – Melody Sommerfeld

Melody Sommerfeld introduced herself to Council and explained that she operates the concession at the Mike Karbonik Arena. Melody had previously asked if she could run a lunch program out of the Arena Concession back in November, the idea was discussed at the Nov. 2nd. Council meeting and the decision was made that she would be allowed as long as it did not become a catering service. As things were very hectic with the China Trip fast approaching Ed did not get a chance to notify her of Council's decision prior to us leaving. While in China Melody asked at the office what the decision had been, Niki e-mailed Ed to ask and he replied that she would be allowed and told her that he would give Melody a letter when he returned home. Niki however did not tell Melody of the decision thinking that Ed needed to give her the letter first. This is where the miscommunication came into play. When we returned from China Ed did not hear anything from Melody so he thought that everything was resolved. It was not until after the New Year that Ed spoke to Melody again when she asked for the reduction in rental fees. Ed once again took it to council to ask and it was decided that she could have a reduction in rent or do the lunch program not both. It was not until Ed notified Melody of council's decision that he found out that she had not been notified that she could run the lunch program, and that she had not paid the 2009 lease payment which was due on Dec. 31, 2009, and that her request for a rent reduction was not for the remaining 3 months but for the entire 6 months.

Although Melody did not get appropriate notification that she could run her lunch program back in November, under Ed's recommendation, he feels that it is not 100% the Towns fault, she could have followed up prior to January. In January when she requested the reduction in rent, the first rent payment was already past due. The Town is being more than fair by giving her the reduction in rent for January-March; however Ed does not feel that it should be for the entire season. There is a signed contract agreeing to the rent payments, and it is not the Town of Calmar's fault that business was not as expected. Ed's recommendation to Council is that council should grant the reduction in rent for the remainder of the season but feels that the first three months prior to the request for reduction should remain at the agreed upon amount of \$400.00/month.

Council thanked Melody for her comments and concerns.

Melody Sommerfeld left the meeting at 8:14pm.

5. ADOPTION OF MINUTES:

a) Regular Council Meeting of February 1st, 2010

b) Special Council Meeting of February 6th, 2010

Moved by Councillor Bartlett to adopt the minutes of the Regular Council Meeting of February 1st, 2010 and of the Special Meeting of Council of February 6th, 2010 as circulated.

**CARRIED
R-10-02-13**



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6. UNFINISHED BUSINESS:

- a) 5 year Stats – Protective Services

Councillor Bartlett commended Protective Services Bachman for providing the detailed information as Council requested and was pleased with the presentation.

Mayor Popik requested this item be placed on file.

7. NEW BUSINESS:

- a) Leduc Rotary Music Festival

Moved by Councillor Edmunds that the Town donate \$300 to the Leduc Rotary Music Festival that will take place April 12th – April 17th, 2010 in the City of Leduc.

CARRIED
R-10-02-14

- b) Town of Millet

Mayor Popik requested that Administration set up a “donation box” at the front desk to assist in the Haiti Tragedy.

- c) Peace Officers Memorandum of Agreement

Moved by Councillor Blackmore to accept the Peace Officers Memorandum of Agreement as presented.

CARRIED
R-10-02-15

- d) Subdivision Application #09-N-491 – Dion & Maria Reid

Moved by Councillor Edmunds that the Town approve Subdivision File # 09-N-491, to subdivide a titled area of 0.53ha into two lots, one of 0.27ha and the other of 0.26ha in which the titled area is currently occupied by a house and garage, which would be located on the larger (easterly) proposed parcel and the smaller (westerly) proposed parcel is vacant and that this application be approved with the following recommendations made by Bill Dolman, from Municipal Planning Services that:

- The proposed subdivision be effected as per the attached revised tentative plan dated January 5th, 2010;
- That prior to endorsement of an instrument effecting this plan, the registered owner and/or developer enter into a development agreement with the Town of Calmar pursuant to Section 655 of the MGA;
- That prior to endorsement of an instrument effecting this plan, approaches, including culverts and crossings to the proposed parcel and to the remainder of the titled area, be provided at the owner’s and/or developer’s expense and to the specifications and satisfaction of the Town of Calmar.

CARRIED
R-10-02-16

8. BYLAWS AND/OR POLICIES:

- a) Bylaw #2010-01 Borrowing Bylaw

Moved by Councillor Blackmore that Bylaw #2010-01 receive second reading.

CARRIED
R-10-02-17

Moved by Councillor Bartlett that Bylaw # 2010-01 is hereby given third and final reading.

CARRIED
R-10-02-18



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9. FINANCIAL INFORMATION:

10. DEPARTMENT REPORTS:

11. COUNCIL AND COMMITTEE REPORTS:

a) Mayor Popik

Councillor Bartlett requested that Administration research surrounding municipalities in regards to the mill rate on taxes and brings a recommendation back to Council.

b) Councillor Bartlett

February 06, 2010 Special Council Meeting
February 11, 2010 Capital Region Water Commission Meeting
February 13, 2010 Firemen's Ball

c) Councillor Blackmore

d) Councillor Edmunds

February 06, 2010 Special Council Meeting
February 09, 2010 FCSS
February 11, 2010 Library Board
February 13, 2010 Firemen's Ball
February 15, 2010 Family Day

e) Councillor Sekora

February 06, 2010 Special Council Meeting
February 09, 2010 Calmar Senior's AGM
February 11 & 12, 2010 Principles of Assessment
February 11, 2010 South West Water commission
February 13, 2010 Firemen's Ball
February 16, 2010 Regular Council Meeting

f) Student Council
ABSENT WITH REGRETS

Mayor Popik thanked Council for their reports and requested that items (a) through (e) be placed on file.

12. CORRESPONDENCE

a) Outstanding Items

b) Leduc & District Victim Services

c) Government of AB – AB Pharmaceutical Strategy PH II

d) 2010 Education Property Tax Requisition

e) 2010 Provincial Budget Preliminary Analysis

Mayor Popik requested that items (b) through (e) be placed on file.

13. QUESTIONS/CONCERNS FORUM WITH PUBLIC AND PRESS:

A member of the press asked what Council's thoughts were on the BioRefinex presentation. Discussion ensued. Councillor Bartlett commented on the protocol in regards to a dog complaint.

The press asked if the BioRefinex was a Town project. Mayor Popik informed them it was a private deal, in hopes that one day a M.O.U. can be signed to potentially bring the business to Calmar.

Popik
Km

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A resident asked what the Special Council Meeting was about. Councillor Blackmore replied, development and that it was an "in camera" meeting.

Moved by Mayor Popik to adjourn the Regular Council Meeting of Tuesday February 16th, 2010 at the hour of 8:55pm for a short recess.

CARRIED
R-10-02-19

The public and press left the meeting at the hour of 9:05pm.

Moved by Mayor Popik that Council reconvene back to the Regular Meeting of Council of February 16th, 2010 at the hour of 9:05pm.

CARRIED
R-10-02-20

14. IN CAMERA

- a) Development

Moved by Councillor Sekora to temporarily adjourn the Regular Meeting of Council and Council sit as Committee of the Whole at the hour of 9:06pm.

CARRIED
R-10-02-21

Moved by Councillor Edmunds to reconvene to the Regular Meeting of Council of February 16th, 2010 at the hour of 9:37pm.

CARRIED
R-10-02-22

15. AJOURNMENT:

Moved by Councillor Bartlett to adjourn the Regular Meeting of Council of February 16th, 2010 at the hour of 9:38pm.

CARRIED
R-10-02-23

These minutes signed this 19 day of March 2010

Mayor Kirk Popik

Town Manager Kathy Murphy