



COUNCIL OF THE CITY OF CASTLEGAR

Regular Meeting Minutes

Minutes of the regular meeting of the Council of the City of Castlegar held April 16, 2012, 7:00 p.m. in the Community Forum, 445 – 13<sup>th</sup> Avenue, Castlegar, B.C.

**MEMBERS**

**PRESENT:**

Mayor Lawrence Chernoff  
Councillor Kevin Chernoff  
Councillor Russ Hearne  
Councillor Sue Heaton-Sherstobitoff  
Councillor Dan Rye  
Councillor Gordon Turner

**MEMBERS ABSENT:**

Councillor Deb McIntosh

**ALSO PRESENT:**

John Malcolm, Chief Administrative Officer  
Andre Buss, Director of Finance  
Chris Barlow, Director of Transportation and Civic Works  
Gerry Rempel, Fire Chief/Airport Manager  
Nicole Brown, Administrative Assistant  
Public and Media

**CALL TO ORDER:**

There being a quorum present, the Mayor called the meeting to order at 7:00 p.m.

**AGENDA:**

163-12

Moved and seconded,  
that the agenda be approved as amended by adding under "Community Wellness and Social Services", verbal report on the Rick Hansen Relay, under "Cultural and Civic Pride" verbal report on the Castlegar and District Public Library Annual General Meeting, and under "Reports Other" verbal report on the retirement party for John Voykin. Carried.

**PRESENTATION:**

On behalf of Mayor and Council, Mayor Chernoff presented certificates of congratulations to the following:

Castlegar Bowl Combo Girls on placing 3<sup>rd</sup> in the 2011/12 Provincial Championships – Sydney Sherstobitoff, Ashley Rubner, Cheyanne Fergie, Coach Roland Handley

Castlegar Bowl Junior Girls on placing 5<sup>th</sup> in the 2011/12 Provincial Championships – Tyra Medeiros, Kallie McIntosh, Taylor Stoushnow, Shayla Medeiros, Coach Shelly Stoushnow

Castlegar Bowl Bantam Youth Doubles Team on placing 3<sup>rd</sup> in the 2011/12 Provincial Championships – Sydney Sherstobitoff, Ella Handley, Coach Derek Handley

Castlegar Bowl Junior Youth Doubles on placing 4<sup>th</sup> in the 2011/12 Provincial Championships – Ben Kalmakoff, Michael Sheppard, Coach Lynn Smith.

Mayor Chernoff thanked the Castlegar Bowling Teams for their efforts in representing Castlegar in the Provincial Championships.

**DELEGATIONS:**

Nil

**MINUTES:**

164-12  
- REGULAR MEETING  
- APRIL 2, 2012

Moved and seconded,  
that the minutes of the regular meeting held April 2, 2012, be approved as presented. Carried.

**REPORTS:**

**AIRPORT:**

Nil

**COMMUNITY  
WELLNESS & SOCIAL  
SERVICES:**

165-12  
- SUNFEST  
COMMITTEE MEETING  
MINUTES – MARCH 28,  
2012

Moved and seconded,  
that the minutes of the Sunfest Committee meeting held  
March 28, 2012, be received for information. Carried.

166-12  
- THE CLOTHESLINE  
PROJECT

Moved and seconded,  
that the notice of The Clothesline Project to be held on April 17,  
2012, 10:00 a.m. until 2:00 p.m. at the Spirit Square, Castlegar City  
Hall, be received for information. Carried.

167-12  
- VERBAL UPDATE

Moved and seconded,  
that Councillor Heaton-Sherstobitoff's verbal update regarding the  
Rick Hansen 25<sup>th</sup> Anniversary Relay, be received for information.  
Carried.

**CULTURAL AND CIVIC  
PRIDE:**

168-12  
- MINUTES

Moved and seconded,  
that the draft minutes of the Cultural and Civic Pride Committee  
meeting held April 5, 2012, be received for information. Carried.

169-12  
- VERBAL REPORT

Moved and seconded,  
that Councillor Turner's verbal report regarding the Castlegar &  
District Library Board meeting, be received for information. Carried.

**FINANCE AND  
CORPORATE  
SERVICES:**

170-12  
- MINUTES

Moved and seconded,  
that the draft minutes of the Finance and Corporate Services  
Committee meeting held April 10, 2012, be received for information.  
Carried.

171-12  
- DONATION REQUEST  
- HOPE AIR (#12-71)

Moved and seconded,  
that Council approve a \$500.00 donation to Hope Air out of the  
City's grants line item, to support the work of Hope Air at the West  
Kootenay Regional Airport. Carried.

172-12  
- ACCOUNTS PAYABLE  
- MARCH, 2012

Moved and seconded,  
that the list of accounts payable for March, 2012 totaling  
\$1,139,089.85, covered by cheque numbers 53334 to 53590  
inclusive, be received for information and recorded in the minutes.  
Carried.

173-12  
- 2012 TAX RATES  
BYLAW 1156 (#12-67)

Moved and seconded,  
that Council consider giving three readings to the 2012 Tax Rates  
Bylaw 1156. Carried.

174-12  
- 2012 RESERVE FUND  
EXPENDITURES

Moved and seconded,  
1. that Council consider giving three readings to Bylaw 1157,  
Development Cost Charge Reserve Fund Expenditure Bylaw;  
2. that Council authorizes a maximum transfer of \$302,024 from the  
Community Works (Gas Tax) Reserve Fund; and  
3. that Council authorizes a maximum transfer of \$414,000 from the  
Land Sales Reserve Fund. Carried.

175-12  
- DRAFT FINANCIAL  
STATEMENTS FOR  
THE YEAR ENDED  
DECEMBER 31, 2011  
(#12-74)

Moved and seconded,  
1. that Council approve the draft Financial Statements for the year ended December 31, 2011; and  
2. that Council hold the Annual Meeting, as required under section 99 of the *Community Charter*, during the regular Council meeting on June 18, 2012. Carried.

**GREEN:**  
176-12  
- MINUTES

Moved and seconded,  
that the draft minutes of the Green Committee meeting held April 5, 2012, be received for information. Carried.

177-12  
- CASTLEGAR  
COMPOSTERS

Moved and seconded,  
that the City of Castlegar in partnership with Waste Management, Fortis BC and Columbia Power Corporation are now selling Indoor/Outdoor composter packages to City of Castlegar Residents at City Hall for \$35.00 plus HST. The composters can be picked up at the City of Castlegar booth during the Castlegar Garden and Nature Fest on May 19, 2012 from 9:00 a.m. until 2:00 p.m. in Millennium Park. Carried.

**PLANNING AND  
DEVELOPMENT:**  
178-12  
- MINUTES

Moved and seconded,  
that the draft minutes of the Planning and Development Committee meeting held April 11, 2012, be received for information. Carried.

179-12  
- UBCM RESOLUTION –  
CHANGES TO DUTY  
AND TAX-FREE LIMITS

Moved and seconded,  
that Council approve the following resolution for submission to the Union of B.C. Municipalities for consideration at the 2012 convention:

WHEREAS duty and tax-free goods purchased in the United States negatively impact the economic sustainability of British Columbia communities located near the Canada/United States border;

AND WHEREAS, effective June 1, 2012, the federal government's Economic Action Plan 2012 increased the value of goods that may be imported duty and tax-free by Canadian residents returning from abroad after a 24-hour period from \$50 to \$200;

AND WHEREAS, effective June 1, 2012, the federal government's Economic Action Plan 2012 increased the value of goods that may be imported duty and tax-free by Canadian residents returning from abroad after a 48-hour period from \$400 to \$800;

THEREFORE BE IT RESOLVED that the UBCM petition the federal government to reinstate the former duty and tax-free limits;

AND BE IT FURTHER RESOLVED that the UBCM lobby the provincial government to oppose the increase in duty and tax-free limits. Carried.

180-12  
- BUSINESS LICENCE  
REPORT – MARCH  
2012 (#12-64)

Moved and seconded,  
that the Business Licence Report for March, 2012, be received for information. Carried.

181-12  
- BUILDING PERMIT  
REPORT – MARCH,  
2012 (#12-65)

Moved and seconded,  
that the Building Permit Report for March, 2012, be received for  
information. Carried.

182-12  
- APPLICATION FOR A  
TEMPORARY CHANGE  
TO A LIQUOR LICENCE  
– ELEMENT CLUB BAR  
AND GRILL (#12-66)

Moved and seconded,  
that Staff be instructed to notify the Liquor Control and Licensing  
Branch that

(a) the City of Castlegar supports the temporary change to hours of  
sale for the Element Club Bar and Grill (from 9:00 a.m. to 2:00  
a.m.) to (9:00 a.m. to 3:30 a.m.) on Saturday, June 2, 2012; and

(b) the City of Castlegar supports the temporary change to hours of  
sale for the Element Club Bar and Grill (from 9:00 a.m. to 2:00  
a.m.) to (9:00 a.m. to 3:00 a.m.) on Thursday, June 7<sup>th</sup> and  
Saturday, June 9<sup>th</sup>, 2012. Carried.

Opposed: Councillor Heaton-Sherstobitoff

- PROPOSED  
RESOLUTION  
TEMPORARY USE  
PERMIT TP-1/12

Mayor Chernoff asked that any members of the public who wish to  
comment on the issuance of Proposed Resolution regarding the  
Temporary Use Permit TP-1/12 to allow the operation of a pet  
daycare at 401 – 13<sup>th</sup> Avenue, come forward to present their views  
to Council.

Mr. Hartmut Kaden and Mrs. Marina Kaden presented their  
concerns about excessive noise and odour that could be created by  
the operation of a pet daycare.

Ms. Sarah Kemp, (applicant) was in the audience and spoke to their  
concerns. Ms. Kemp explained that she has provided the same  
service in Nelson in the busy downtown area and has never had  
any issues with noise or smell. She explained their system of using  
gravel for urine and then hosing/rising the area immediately to avoid  
the smell. She also confirmed that feces is picked up and disposed  
of immediately.

Ms. Kemp invited Mr. and Mrs. Kaden to drop in to her Nelson  
business at anytime and to discuss with the surrounding businesses  
in down town Nelson.

183-12  
- PROPOSED  
RESOLUTION  
TEMPORARY USE  
PERMIT TP-1/12

Moved and seconded,  
that Council issue Temporary Use Permit TP-1/12 to All Play Pet  
Care to allow the operation of a pet daycare at: 401 – 13<sup>th</sup> Avenue  
(Lot 11, District Lot 4598, Kootenay District Plan 1520) subject to  
the following conditions:

1. The hours of operation shall be between 8:00 a.m. – 6:00 p.m.,  
Monday to Friday;
2. The number of dogs shall be limited to 15.
3. Dogs will only be permitted outside to relieve themselves.
4. Only one dog may be outside at a time and it must be on a  
leash.
5. The outside area must be fenced.
6. All animal feces must be disposed of on a daily basis.
7. The temporary use to comply with other applicable City bylaws;  
and
8. The permit to be valid until April 16, 2015. Carried.

**PUBLIC SAFETY:**

184-12  
- MINUTES

Moved and seconded,  
that the draft minutes of the Public Safety Committee meeting held  
April 3, 2012, be received for information. Carried.

- 185-12  
- ELEMENT CLUB BAR  
AND GRILL TEEN  
DANCE
- Moved and seconded,  
that Council authorize payment of up to one-half the policing costs  
for overtime for one Royal Canadian Mounted Police member to  
cover the May 6, 2012 teen dance at the Element Club Bar and  
Grill. (Costs would be 10 hours pay (double time) from 7:00 p.m.  
until midnight) Carried.
- 186-12  
- CONSERVATION  
OFFICER SERVICE  
AND BEAR AWARE  
PERSON LIAISON
- Moved and seconded,  
that Council approve Gerry Rempel, Fire Chief as City liaison for the  
Conservation Officer Service and the Bear Aware Community  
Coordinator. Carried.
- 187-12  
- OPEN BURNING
- Moved and seconded,  
that Council direct the Fire Department to monitor this spring's open  
burning period, April 15 to May 15, 2012 and prepare a report to the  
Public Safety Committee regarding the Fire Department's  
assessment. Carried.
- 188-12  
- TRAFFIC & BYLAW  
ENFORCEMENT  
MONTHLY ACTIVITY  
REPORT – JANUARY,  
2012 (#12-59)
- Moved and seconded,  
that the Traffic & Bylaw Enforcement Monthly Activity Report for  
January, 2012, be received for information. Carried.
- 189-12  
- EMERGENCY  
SERVICES MONTHLY  
REPORT – MARCH,  
2012 (#12-69)
- Moved and seconded,  
that the Emergency Services Monthly Report for the month of  
March, 2012, be received for information. Carried.
- TRANSPORTATION  
AND CIVIC WORKS:**  
190-12  
- MINUTES
- Moved and seconded,  
that the draft minutes of the Transportation and Civic Works  
Committee meeting held April 10, 2012, be received for information.  
Carried.
- R.D.C.K. REPORT:**
- Nil
- CORRESPONDENCE:**  
191-12
- Moved and seconded,  
that the correspondence from the Freedom Quest Regional Youth  
Services regarding a Youth Dialogues Event called "See Me, Meet  
Me, Hear Me" – Tuesday, May 15, 2012; the Regional District of  
Central Kootenay regarding Trash to Treasure Day – Saturday, April  
21, 2012; the Union of B.C. Municipalities regarding the Royal  
Canadian Mounted Police Contract Overview and the residents from  
the 800 block Nineth Avenue thanking the City for putting up a  
street light in their neighbourhood. Carried.
- LETTER #404
- More information was requested regarding the specific costs  
associated with the Royal Canadian Mounted Police Municipal  
Policing Agreement. Mr. Andre Buss, Director of Finance, will  
research and bring information to Council.
- LETTER #406
- The letter from the residents of 9<sup>th</sup> Avenue was received regarding  
the street light that was installed in their neighbourhood.
- REPORTS OTHER:**  
192-12  
- CITY MARKETING  
INITIATIVES 2012  
(#12-75)
- Moved and seconded,  
that Twist Marketing Agency be invited to hold a marketing session  
with Council and other interested parties on May 28, 2012 to review  
and identify new marketing opportunities for the City. Carried.

- 193-12
- VERBAL REPORT

Moved and seconded,  
that Councillor Hearne's verbal report regarding his attendance at the recent Recreation Commission's hosted retirement party for Mr. John Voykin, Saturday, April 14, 2012 at the Brilliant Cultural Centre, be received for information and that a letter be sent from City Council and Staff thanking him for his many years of dedicated service as Area I Director. Carried.

**MAYOR'S REPORT:**

- 194-12
- COMMUNITY  
ENHANCEMENT  
WORKING GROUP –  
(#12-70)

Moved and seconded,  
that Council establish a working group of five to seven members to make recommendations on community enhancement measures as per the 2012 Budget allocation for enhancement initiatives. Carried.

**NEW & UNFINISHED  
BUSINESS:**

- 195-12
- TRAVEL  
AUTHORIZATION –  
EMBETSU (\$12-72)

Moved and seconded,  
that Council authorize the travel of the City Fire Chief, the Mayor and a Councillor to attend the Embetsu Fire Hall Grand Opening, the Embetsu City Hall Renovation Dedication and the Embetsu – Castlegar International Exchange Program 15<sup>th</sup> anniversary in Embetsu, Japan, September 26 – October 2, 2012. Carried.

Opposed: Councillor Hearne  
Councillor Chernoff

**BYLAWS:**

- 196-12
- BYLAW 1155
- 1<sup>ST</sup> READING

Moved and seconded,  
that Bylaw 1155, Road Closure Bylaw, be read a first time by title. Carried.

- 197-12
- BYLAW 1155
- 2<sup>ND</sup> READING

Moved and seconded,  
that Bylaw 1155, Road Closure Bylaw, be read a second time by content. Carried.

- 198-12
- BYLAW 1155
- 3<sup>RD</sup> READING

Moved and seconded,  
that Bylaw 1155, Road Closure Bylaw, be read a third time. Carried.

- 199-12
- BYLAW 1156
- 1<sup>ST</sup> READING

Moved and seconded,  
that Bylaw 1156, 2012 Tax Rates Bylaw, be read a first time by title. Carried.

- 200-12
- BYLAW 1156
- 2<sup>ND</sup> READING

Moved and seconded,  
that Bylaw 1156, 2012 Tax Rates Bylaw, be read a second time by content. Carried.

- 201-12
- BYLAW 1156
- 3<sup>RD</sup> READING

Moved and seconded,  
that Bylaw 1156, 2012 Tax Rates Bylaw, be read a third time. Carried.

- 202-12
- BYLAW 1157
- 1<sup>ST</sup> READING

Moved and seconded,  
that Bylaw 1157, 2011 Development Cost Charge Reserve Fund Expenditure Bylaw, be read a first time by title. Carried.

- 203-12
- BYLAW 1157
- 2<sup>ND</sup> READING

Moved and seconded,  
that Bylaw 1157, 2011 Development Cost Charge Reserve Fund Expenditure Bylaw, be read a second time by content. Carried.

- 204-12
- BYLAW 1157
- 3<sup>RD</sup> READING

Moved and seconded,  
that Bylaw 1157, 2011 Development Cost Charge Reserve Fund Expenditure Bylaw, be read a third time. Carried.

**NEXT MEETING:**

Regular Meeting, May 7, 2012, 7:00 p.m. at the Community Forum,  
445 – 13<sup>th</sup> Avenue, Castlegar, B.C.

**NOTICE OF MOTION:** Nil

**QUESTION PERIOD:**  
- MS. PAM MCLEOD

Ms. Pam McLeod voiced her concerns regarding the teen dances hosted at the Element Club Bar and Grill in Castlegar.

**ADJOURNMENT:**  
205-12

Moved and seconded,  
that the meeting adjourn at 8:18 p.m.

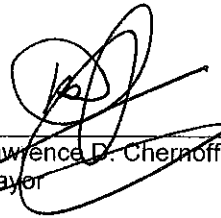
Carried.

**CERTIFIED CORRECT:**



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John Malcolm,  
Chief Administrative Officer



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Lawrence D. Chernoff,  
Mayor

