



COUNCIL OF THE CITY OF CASTLEGAR

Regular Meeting Minutes

Minutes of the regular meeting of the Council of the City of Castlegar held February 2, 2015, 7:00 p.m. in the Community Forum, 445 – 13th Avenue, Castlegar, B.C.

**MEMBERS
PRESENT:**

Mayor Lawrence Chernoff
Councillor Kevin Chernoff
Councillor Deb McIntosh
Councillor Bruno Tassone
Councillor Florio Vassilakakis

MEMBERS ABSENT:

Councillor Sue Heaton-Sherstobitoff
Councillor Dan Rye

ALSO PRESENT:

John Malcolm, Chief Administrative Officer
Andre Buss, Director of Finance
Chris Barlow, Director of Transportation and Civic Works
Carolyn Rempel, Director of Corporate Services
Gerry Rempel, Fire Chief
David Bristow, Information Technology Manager
Public and Media

CALL TO ORDER:

There being a quorum present, the Mayor called the meeting to order at 7:06 p.m.

**AGENDA:
37-15**

Moved and seconded,
that the agenda be approved as presented.

Carried.

**DELEGATIONS:
MR. JOHN SHIRLEY**

Mayor Chernoff welcomed Mr. John Shirley to the meeting. Mr. John Shirley advised those present that he has attended the meeting to make a presentation regarding the Connors Road Multi-Use Pathway that connects 17th Street and Connors Road to the Highway 3 off ramp. Mr. Shirley noted that his remarks are directed at the City and not specific to any one person but may include any or all persons involved with the day to day operation of City.

Mr. Shirley advised that from the time this project was started in 2012 there have been concerns and opposition to it. Mr. Shirley alleged that the City's Official Community Plan has not been followed for this project. Mr. Shirley advised that the residents thought this project may have been scrapped when it did not proceed in 2012 or early 2013, or at least it was being rethought. In the spring of 2014 they learned that the project had not been scrapped.

In July of 2014 Mr. Shirley noticed work was proceeding on site. Mr. Shirley noted that on August 11, 2014 Mr. John Phillips made a presentation to Council regarding this project and at that time Council was invited to have discussion with the residents. In response, residents received a letter and map on August 13, 2014 inviting them to attend a meeting on August 15, 2014 to discuss the proposed project. Mr. Shirley noted that Council had already approved the awarding of the contract at the August 11, 2014 Council meeting.

The August 15th meeting was held with 13 residents in attendance, 2 City representatives, and 1 journalist. At that time questions were answered, when the answers were known, and assurances were given by the City as to how the project would proceed and what the residents could expect with regard to the outcome of the project. The project started on September 5th in a location that Mr. Shirley stated as the wrong location, based on the understanding from the August 15th meeting. Mr. Shirley advised that throughout this project the plans and the work being completed had the appearance of being very fluid and did not appear to be consistent with or conform to what the City told the residents how this project would be. Mr. Shirley believes that this project has failed the City's OCP and the residents of Connors Road and Riverside Crescent and that the City should have ave paid more attention to its actions. He suggested that better communication might have lessened the controversy.

Mr. Shirley cited a number of sections of the City's OCP which he believes the City has failed to comply with. Mr. Shirley stated that not only has the City changed the appearance of their neighbourhood, but has changed the essence of the neighbourhood. Mr. Shirley stated that they have removed the neighbourhood green space and replaced it with steel, asphalt, paint and train warning whistles – this is not an improvement as far as the residents of the neighbourhood are concerned. Mr. Shirley feels this project was not a success and advised that the residents whole heartedly encourage Council to correct or repair their mistakes with regard to this project and their standing with the residents of Connors Road and Riverside Crescent.

Mr. Shirley thanked Council for the opportunity to speak and for listening to the presentation.

MINUTES:

38-15
REGULAR MEETING
MINUTES,
JANUARY 5, 2015
(AMENDED)

Moved and seconded,
that the minutes of the regular meeting held on January 5,
2015, be approved as amended.
Carried.

39-15
REGULAR MEETING
MINUTES,
JANUARY 19, 2015

Moved and seconded,
that the minutes of the regular meeting held January 19,
2015, be approved as presented.
Carried.

REPORTS:

AIRPORT: Nil

**COMMUNITY WELLNESS
& SOCIAL SERVICES:** Nil

**CULTURAL AND CIVIC
PRIDE:** Nil

**FINANCE AND
CORPORATE SERVICES:**

40-15
MINUTES

Moved and seconded,
that the draft minutes of the Finance and Corporate
Service committee meeting held on January 27, 2015 be
received for information.

Carried.

41-15
GRANT REQUEST - WEST
KOOTENAY WOMEN'S
ROLLER DERBY LEAGUE
(#15-14)

Moved and seconded,
that Council approve a grant in the amount of \$300 out of
the City of Castlegar's grants budget line item, to assist
with the costs associated with the West Kootenay
Women's Roller Derby League hosting the 2015 semi-final
tournament in Castlegar on June 7, 2015.

Carried.

42-15
COLUMBIA BASIN TRUST
COMMUNITY INITIATIVES
& AFFECTED AREAS
FUNDING PROGRAMS
2015/2016 (#15-15)

Moved and seconded,
that the City proceed with the 2015/2016 Columbia Basin
Trust Community Initiatives funding through the Regional
District of Central Kootenay as follows:

- 1) that the public meeting for community input and
comment be held on Monday, April 13, 2015 at 6:00
p.m. in the Community Forum, and
- 2) that a Special Council meeting be held on Monday,
April 27, 2015 at 7:00 p.m. in the Community Forum
for the purpose of bringing forward a
recommendation on disbursement of the CBT
Community Initiative Program funding for the City of
Castlegar for 2015/2016; and
- 3) that a copy of the resolution of Council outlining
recommended disbursement of City of Castlegar
funding be forwarded to the Regional District of
Central Kootenay by May 4, 2015 for consideration
at the board meeting to be held May 21, 2015.

Carried.

43-15
TRAVEL AUTHORIZATION
2015 FEDERATION OF
CANADIAN
MUNICIPALITIES
CONFERENCE (#15-17)

Moved and seconded,
that a member of Council be authorized to travel to
Edmonton, AB to attend the Federation of Canadian
Municipalities Annual Conference to be held June 5-8,
2015. Dates of travel would be June 4-9, 2015. Expenses
will be paid in accordance with the City's Travel and
Related Expense Policy 4-12.

Carried.

44-15
SPONSORSHIP REQUEST-
CASTLEGAR AND
DISTRICT CHAMBER OF
COMMERCE-WEST
KOOTENAY TRADE SHOW
(#15-22)

Moved and seconded,
that Council approve sponsorship in the amount of \$1,000
out of the City's 2015 economic development budget line
item, to assist with the costs associated with hosting the
"welcome vendor's Wine and Cheese reception" at the
2015 Annual West Kootenay Trade Show, to be held in
Castlegar April 17-19.

Carried.

45-15
WILDSAFE BC PROGRAM
- REQUEST FOR FUNDING
2015 (#15-23)

Moved and seconded,
that the City submit an application for participation in the
2015 WildSafe BC Program and appointment of a
Community Coordinator in Castlegar, and

that the City's contribution to the program be provided
through \$5,985.77 in financial support (\$3,000 in the way
of a cash payment to be allocated from the City's 2015
annual grants budget and \$2,985.77 in accrued surplus in
the City's WildSafe project account with the BC
Conservation Foundation), and \$2,500 in kind support, and
further,

that the Mayor and Director of Corporate Services be
authorized to sign the Community Program Application/
Contractual Agreement, should our application be
successful.

Carried.

GREEN:

Nil

**PLANNING AND
DEVELOPMENT:**
46-15
MINUTES

Moved and seconded,
that the draft minutes of the Planning and Development
Committee meeting held January 28, 2015, be received for
information.

Carried.

47-15
2014 YEAR END BUILDING
PERMIT REPORT (#15-21)

Moved and seconded,
that the 2014 Year End Building Permit Report for be
received for information.

Carried.

48-15
2014 YEAR END
DEVELOPMENT ACTIVITY
REPORT (#15-19)

Moved and seconded,
that the 2014 Year End Development Activity Report be
received for information.

Carried.

49-15
RADON GAS RESEARCH
PROJECT UPDATE (15-20)

Moved and seconded,
that the Castlegar: Community-Wide Radon Testing results
be received for information; and

that the City of Castlegar send a letter to the Province
requesting funding assistance for the remediation of
existing homes in the Castlegar area that exceeded the
Health Canada guidelines of 200 Bq/m³.

Carried.

Council requested that Mr. Phil Markin, Director of
Development Services, provide an explanation of the
Radon Study Report in order to assist the public in
understanding the report and any potential next steps. The
matter will be discussed at the next Planning and
Development Committee meeting to determine how to best
proceed.

PUBLIC SAFETY:

Nil

**TRANSPORTATION AND
CIVIC WORKS:
50-15
MINUTES**

Moved and seconded,
that the draft minutes of the Transportation and Civic
Works Committee meeting held January 27, 2015 be
received for information.

Carried.

R.D.C.K. REPORT:

Nil

**CORRESPONDENCE:
51-15
LETTER #59
NOTICE OF MOTION**

Moved and seconded,
that a Notice of Motion directing that Council and staff take
action on the January 19, 2015 letter submitted by Ms.
Nesta Hale with regard to the Connors Road Multi-Use
Pathway be brought forward to the February 16, 2014
Regular meeting for consideration.

Carried.

Councillor Vassilakakis asked for clarification on what
Councillor Tassone means by “take action” and Councillor
Tassone advised that he would like to go back to the
residents and have a discussion with them to try to resolve
the issues.

**52-15
LETTER #63**

Moved and seconded,
that the City send a letter of support in favour of saving
Canada Post to the Honourable Lisa Raitt, Minister of
Transport.

Carried.

REPORTS OTHER:

Nil

MAYOR'S REPORT:

Mayor Chernoff reported on his recent attendance at the
following events/meetings:

- Meeting with Sgt. Mathew of the Castlegar RCMP
Detachment;
- Meeting with MP Alex Atamanenko;
- Recreation Commission meeting;
- Kraft Hockeyville Road Hockey Tournament;
- Regional District of Central Kootenay budget meeting;
- RDCK West Resource and Recovery meeting;
- Anderson Point Boat Ramp meeting to discuss
lengthening of the ramp.

Councillor McIntosh requested that members of the RCMP
newly transferred to Castlegar be invited to attend a
meeting of Council to be introduced to Council and the
community.

**NEW & UNFINISHED
BUSINESS:**

Nil

**BYLAWS:
53-15
BYLAW 1211
- 1ST READING**

Moved and seconded,
that Bylaw 1211, the Municipal Ticket Amendment Bylaw,
be read a first time by title.

Carried.

54-15
BYLAW 1211
- 2ND READING

Moved and seconded,
that Bylaw 1211, the Municipal Ticket Amendment Bylaw,
be read a second time by content.

Carried.

55-15
BYLAW 1211
- 3RD READING

Moved and seconded,
that Bylaw 1211, the Municipal Ticket Amendment Bylaw,
be read a third time.

Carried.

56-15
BYLAW 1208
- ADOPTION

Moved and seconded,
that Bylaw 1208, the City of Castlegar Building Bylaw
Amendment, be adopted.

Carried.

NOTICE OF MOTION:

Nil

QUESTION PERIOD:

MR. RUDIGER CLAUSS

Mr. Clauss asked if the City still had radon gas detectors available and was advised that there are none left at City Hall but that Mr. Markin is exploring other options at this time. Mr. Clauss asked if Council was aware of the recent changes the provincial government has made to the hunting regulations which sees outfitters getting preference over residents of the province. Council requested that Mr. Clauss write a letter to the City about this and it will be included on Council's next agenda. Mr. Clauss expressed concern regarding mercury in lamps and the potential hazards/complications.

MR. JOHN PHILLIPS

Mr. Phillips asked for clarification on what happened to the motion made by Councillor Tassone and was advised that it was a Notice of Motion which was passed.

MRS. NESTA HALE

Mrs. Hale stated that if the City thinks the issue of the rail crossing is over, it not going to go away. The crossing was not constructed where the residents had been shown on the plan. Mrs. Hale believes the value of Mr. Shirley property has been affected by Council's decision. There is no crossing needed – pedestrians and cyclists would make their way through well worn trails.

MR. JOHN SHIRLEY

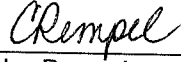
Mr. Shirley advised that his previous comments were made on behalf of the neighbourhood of Connors Road and Riverside Crescent and his comments at this time and his question is because he and his wife are directly affected. Mr. Shirley questioned, considering that the last time it had been surveyed was the summer of 2012 and those markings were destroyed by CPR in 2013, who had also added their own markings for the refit of the rails, why the DTCW did not have the designated crossing corridor between Connors Road and Hwy 3 off ramp resurveyed, marked and flagged according to the engineered plan so that there would have been no issue as to where it should and should not have been constructed?

ADJOURNMENT:
57-15

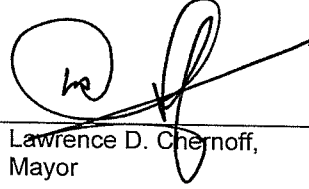
Moved and seconded,
that the meeting adjourn at 7:59 p.m.

Carried.

CERTIFIED CORRECT:



Carolyn Rempel
Director of Corporate Services



Lawrence D. Chernoff,
Mayor