



COUNCIL OF THE CITY OF CASTLEGAR

Regular Meeting Minutes

Minutes of the regular meeting of the Council of the City of Castlegar held Tuesday, May 22, 2012, 7:00 p.m. in the Community Forum, 445 – 13th Avenue, Castlegar, B.C.

MEMBERS

PRESENT:

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

MEMBERS ABSENT:

ALSO PRESENT:

John Malcolm, Chief Administrative Officer
Andre Buss, Director of Finance
Chris Barlow, Director of Transportation and Civic Works
Phil Markin, Director of Development Services
Carolyn Rempel, Director of Corporate Services
Gerry Rempel, Fire Chief/Airport Manager
Public and Media

CALL TO ORDER:

There being a quorum present, the Mayor called the meeting to order at 7:12 p.m.

AGENDA:

241-12

Moved and seconded,
that the agenda be approved as amended by adding under Transportation and Civic Works, Report #12-94, General Strategic Priorities Fund – SSTP Grant Application. Carried.

DELEGATIONS:

- INTRODUCTION OF
WATER SMART
AMBASSADOR

Mr. Chris Barlow introduced Ms. Suzanne Fordyce who has been contracted to perform the duties of the Water Smart Ambassador for the 2012 summer season through a partnership between the City of Castlegar and the Columbia Basin Trust.

Ms. Fordyce advised Council that she is excited to work with the community as the Water Smart Ambassador. The goal of the Water Smart Ambassador is to increase community awareness of the importance of water conservation through various means including door-to-door water assessments, attendance at public events and educational programs for school students and residents.

Council thanked Ms. Fordyce for attending the meeting and wished her well as the City's Water Smart Ambassador.

- RADON GAS
- MR. DANA SCHMIDT

Mr. Schmidt thanked Council for the opportunity to attend the meeting and present an update on the radon gas monitoring initiative which has now expanded from just the Castlegar area to the West Kootenays.

Mr. Schmidt provided information on:

- the monitoring that has taken place;
- every home – new or old – needs to be tested;
- testing results from the West Kootenays;
- 44% of homes tested in Castlegar are above the standard;
- Statistics on New Homes vs. Total Data to date indicates that of the 32 new homes tested, only 1 was below the standard – 50% have over 4 times the standard even though some mitigation was done at time of construction;

- rough-in radon resistant construction done to the current code (which is equivalent to the draft 2012 Code) do not mitigate radon at all and may produce more radon;
- the current Building Code is not functional as rough-in radon resistant construction may be part of the problem.

Mr. Schmidt provided a copy of an advance draft of the 2012 Building Code which indicates that regulations pertaining to radon gas mitigation are functionally identical to the current code. A local solution is required to address this issue.

Mr. Schmidt provided information from communities from other jurisdictions that have implemented bylaws that require action to be taken to mitigate radon gas either during construction or when a real estate exchange takes place. Mr. Schmidt advised that radon resistant construction codes have been implemented in the United States.

Mr. Schmidt advised that he is willing to work with Council and staff on enacting a bylaw that will ensure that radon resistant construction is effective. Mr. Schmidt urged Castlegar to lead on this issue.

Council thanked Mr. Schmidt for his presentation.

242-12
- RADON RESISTANT
CONSTRUCTION

Moved and seconded,
that consideration of moving forward with changes to the City's Building Bylaw to require radon resistant construction in Castlegar be referred to the Planning and Development Committee pending advice regarding legalities involved. Carried.

- COMMUNITY
FOUNDATION
-MR. DAN SALEKIN

Mr. Dan Salekin, Mr. Paul Maier and Mr. Robert Jackson, representing the Community Foundation of Castlegar, attended the meeting to advise Council about the formation of the Foundation and to request a letter of support from Council. Mr. Salekin also introduced the other members of the Community Foundation of Castlegar Board: Ms. Darlene Kalawsky, Ms. Roberta Hamilton and Mr. Brian Miller.

Mr. Salekin provided a brief summary of the history of the formation of the Community Foundation of Castlegar and the activities undertaken by the group to date. Mr. Salekin explained the role the Community Foundation proposes to play in the community which is to accumulate and invest a capital fund and distribute the income earned on that fund to benefit non-profit projects, services and activities in the community. Mr. Salekin noted that the Community Foundation of Castlegar will serve the residents of Castlegar, and Areas I and J of the Regional District of Central Kootenay.

Mr. Maier, Treasurer for the Foundation noted that Kootenay Savings Credit Union has always recognized the importance of Community Foundations to the communities that they serve. Mr. Maier advised Council that the Kootenay Savings Credit Union has committed to contributing \$147,000 to the Community Foundation of Castlegar and looks forward to putting these funds to good use.

Mr. Jackson noted that the Foundation hopes to have charitable status granted in the next six months to one year, in order that tax receipts can be issued to donors.

Council congratulated the delegation on their excellent work to establish a community foundation and thanked them for attending the meeting to update Council on this initiative.

MINUTES:

243-12
- REGULAR MEETING
- MAY 7, 2012

Moved and seconded,
that the minutes of the regular meeting held May 7, 2012, be
approved as presented. Carried.

REPORTS:

AIRPORT Nil

**COMMUNITY
WELLNESS & SOCIAL**

SERVICES:
244-12
- MINUTES

Moved and seconded,
that the draft minutes of the Community Wellness and Social
Services Committee meeting held May 9, 2012, be received for
information. Carried.

**CULTURAL AND CIVIC
PRIDE:**

FINANCE AND
CORPORATE

SERVICES:
245-12
- MUNICIPAL POLICE
UNIT AGREEMENT
(#12-87)

Moved and seconded,
that the Mayor and Director of Corporate Services are authorized to
execute the Municipal Police Unit Agreement on behalf of the City of
Castlegar. Carried.

246-12
- STATUS OF
RESERVES (REVISED)
(#12-77)

Moved and seconded,
that Report #12-77 (Revised) re: Status of Reserves, be received
for information. Carried.

247-12
- ACCOUNTS PAYABLE
- APRIL, 2012

Moved and seconded,
that the list of accounts payable for April, 2012, totaling
\$866,119.23, covered by cheque numbers 53591 to 53775
inclusive, be received for information and recorded in the minutes.
Carried.

248-12
- SPONSORSHIP
REQUEST –
CASTLEGAR HOSPICE
SOCIETY GOLF
TOURNAMENT (#12-89)

Moved and seconded,
that Council approve the request to promote the Castlegar Hospice
Fourth Annual Golf Tournament to be held Sunday, June 24, 2012.
Sponsorship includes one golf entry, dinner and signage including
the City of Castlegar name and logo and acknowledgement in
promotional materials. The \$300 sponsorship cost will be allocated
from the advertising budget line item. Carried.

GREEN: Nil

**PLANNING AND
DEVELOPMENT:**

249-12
- MINUTES

Moved and seconded,
that the draft minutes of the Planning and Development Committee
meeting held May 16, 2012, be received for information. Carried.

250-12
- 2012 FARM CREDIT
CANADA (FCC)
AGRISPIRIT FUND
(#12-93)

Moved and seconded,
that the City of Castlegar partner with the Kootenay Columbia
Seniors Housing Cooperative (Grandview Neighbourhood Garden)
with respect to the Farm Credit Canada (FCC) Agrispirit Fund by
agreeing to receive money contributed for their Community Garden
project and by issuing receipts in their name. Carried.

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-2/12 to allow the operation of a pet daycare at 502 – Columbia Avenue, come forward to present their views to Council.

No public comments were received.

251-12
- TEMPORARY USE
PERMIT TP-2/12
(502 COLUMBIA
AVENUE)

Moved and seconded,
that Council issue Temporary Use Permit TP-2/12 to Kootenay Critters and Pet Supplies to allow the operation of a pet daycare at 502 Columbia Avenue (Amended Lot 1, District Lot 11975, Kootenay District Plan 1452) subject to the following conditions:

1. The hours of operation shall be between 8:00 am – 6:00 pm, Monday to Friday;
2. Pets are only permitted to go outside in a fenced area in order to relieve themselves. Only one dog may be outside at a time and it must be on a leash;
3. All feces must be disposed of on a daily basis.
4. A maximum of 15 pets may be on the property at any given time;
5. The temporary use is to comply with all other applicable City bylaws;
6. The permit to be valid until May 22, 2015. Carried.

Councillor McIntosh advised Council that she intends to bring forward at the next meeting of Council a proposed amendment to Temporary Use Permit TP-2/12 to permit the operation of the pet daycare on Saturdays.

PUBLIC SAFETY:
252-12
- MINUTES

Moved and seconded,
that the draft minutes of the Public Safety Committee meeting held May 1, 2012, be received for information. Carried.

253-12
- TEEN DANCE
ELEMENT

Moved and seconded,
that due to the fact that the scheduled May 6, 2012 Teen Dance at the Element Club Bar & Grill was not held, Council authorizes the payment of up to one-half the policing cost for overtime for one RCMP member to cover the June, 2012 Element Teen Dance, and further, that this matter be reviewed once the future of the Element Teen Dances has been determined. Carried.

254-12
- EMERGENCY
SERVICES MONTHLY
REPORT – APRIL, 2012
(#12-91)

Moved and seconded,
that the Emergency Services Monthly Report for April, 2012, be received for information. Carried.

**TRANSPORTATION
AND CIVIC WORKS:**

255-12
- GENERAL
STRATEGIC
PRIORITIES FUND –
SSTP GRANT
APPLICATION
(#12-94)

Moved and seconded,
WHEREAS the City has developed a preliminary design identifying upgrades and costs to further improve the City's wastewater treatment process to reduce odour issues, reduce energy use and reduce green house gas emissions;

BE IT RESOLVED that the City make application for the Wastewater Treatment Plant Upgrades through the Union of British Columbia Municipalities Capital Projects Application Form under the Gas Tax Agreement's General Strategic Priorities Fund (GSPF) and Innovations Fund (IF) for the cost of the proposed upgrades.

Carried.

R.D.C.K. REPORT:

256-12
- CASTLEGAR &
DISTRICT
RECREATION
COMMISSION
MINUTES – MAY 15,
2012

Moved and seconded,
that the minutes of the Castlegar & District Recreation Commission meeting held May 15, 2012, be received for information. Carried.

CORRESPONDENCE:

257-12

Moved and seconded,
that the correspondence from the Government of Canada regarding a Call for Proposals – New Horizons for Seniors Program; Ms. Brenda Hooper, TCare Coordinator regarding TCare Research Project; BC Hydro Invitation to the Castlegar Stakeholder Meeting; BC Hydro Integrated Resource Plan Consultation; Royal Canadian Mounted Police News Release and Social Planning & Research Council of BC (SPARC) regarding Access Awareness Day – June 2, 2012, be received for information. Carried.

258-12

- LETTER #504

Moved and seconded,
that Ms. Brenda Hooper, TCare Coordinator, be invited to attend an upcoming Council meeting as a delegation to provide info on the TCare Research Project. Carried.

- LETTER #528

Councillor Heaton-Sherstobitoff noted that June 2, 2012 is Access Awareness Day and encouraged all citizens to be observant of accessibility in our community.

259-12

- CASTLEGAR
COMMUNITY
FOUNDATION

Moved and seconded,
that a letter be sent to the Community Foundation expressing Council's support for a community foundation for Castlegar. Carried.

REPORTS OTHER:

Nil

MAYOR'S REPORT:

Nil

**NEW & UNFINISHED
BUSINESS:**

Nil

BYLAWS:

260-12
- BYLAW 1158 –
PROPERTY
MAINTENANCE
AMENDMENT BYLAW
- ADOPTION

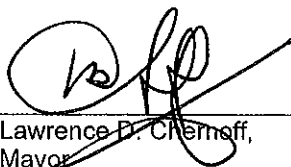
Moved and seconded,
that Bylaw 1158, Property Maintenance Amendment Bylaw, be adopted. Carried.

- NEXT MEETINGS:** Regular Meeting, June 4, 2012, 7:00 p.m. at the Community Forum, 445-13th Avenue, Castlegar, B.C.
- NOTICE OF MOTION:** Councillor McIntosh gave notice that at the Regular meeting of Council to be held on Monday, June 4, 2012 she will make a motion that Council request that Fortis BC ensure that their customers who are concerned about the installation of an Advanced Metering Infrastructure device (also known as a "Smart Meter") have the ability to "opt out" of the Advanced Metering Infrastructure program and retain their current meters.
- QUESTION PERIOD:**
- MR. RUDIGER
CLAUSS Mr. Clauss commented on his concerns regarding the manner of the municipal RCMP contract negotiations, the use of motorbikes along the emergency access road adjacent to Woodland Drive and the cutting down of trees in the city.
- MR. CLIFF PALUCK Mr. Pakuck, representing the Kootenay Coalition for Citizens for Safe Technology voiced his concern with what he believes to be Mayor Chernoff's disregard of the health and safety risks associated with Advanced Metering Infrastructure (Smart Meter) technology.
- MR. PETER
WULOWKA Mr. Wulowka asked if a date had been set for the public meeting to discuss the urban chicken issue and was advised that a meeting date will be set once Council has received the requested staff report on this issue.
- Mr. Wulowka asked if Council had made any attempt to discuss the Advanced Metering Infrastructure (Smart Meter) technology with other local governments.
- MR. CORD LAFOND Mr. Lafond asked if the wording of the proposed bylaw which would deal with contractors depositing commercial yard waste in the bins located at the Community Complex would be available to the public and was advised that it will be made available once it has been prepared.
- ADJOURNMENT:**
261-12 Moved and seconded,
that the meeting adjourn at 8:44 p.m. Carried.

CERTIFIED CORRECT:



Carolyn Rempel,
Director of Corporate Services



Lawrence P. Chernoff,
Mayor