



COUNCIL OF THE CITY OF CASTLEGAR

Regular Meeting Minutes

Minutes of the regular meeting of the Council of the City of Castlegar held December 3, 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 7:00 p.m.

**AGENDA:
501-12**

Moved and seconded,
that the agenda be approved as amended. Carried.

**PRESENTATION:
- MS. DARLENE
KALAWSKY,
PRESIDENT &
MEMBERS OF THE
CASTLEGAR
COMMUNITIES IN
BLOOM COMMITTEE**

Mrs. Darlene Kalawsky, President of the Castlegar Communities in Bloom Committee along with members of the Committee, attended the meeting to present two awards to City Council. Ms. Kalawsky was pleased to announce that the City of Castlegar was named the 2012 National Communities in Bloom award winner at the Communities in Bloom conference held recently in Edmonton, Alberta. The City also received the 2012 Showcase Award for the Sculpturewalk project.

Mrs. Kalawsky noted that over 3,000 hours of volunteer work had gone into the Communities in Bloom program this year. Mrs. Kalawsky thanked City Council and administration for their on-going support of the Communities in Bloom program and advised the committee is looking forward to the 2013 season.

Mrs. Kalawsky also presented Council with copies of the 2012 Communities in Bloom Brag Book and the judges' evaluation report.

Council thanked Mrs. Kalawsky and the Communities in Bloom Committee for all of their hard work and dedicated efforts to make our community a better place for citizens and visitors alike. City Council is extremely proud of the Committee's work and accomplishments and wishes them a successful 2013 season.

**DELEGATIONS:
- MS. JENNY
WALLACE,
COMMUNITY
COORDINATOR, BEAR
AWARE PROGRAM**

Ms. Wallace attended the meeting to provide Council with the annual report for the 2012 Bear Aware Program.

Ms. Wallace reported that the 2012 Bear Aware season was a busy one. Ms. Wallace advised that she focused her efforts this year on

education. Ms. Wallace found that residents were receptive to her efforts however there is still a lot of complacency and bears are still being destroyed. The main bear attractants are garbage and fruit trees. Ms. Wallace noted that over the season she did see an improvement in the number of residents leaving garbage out overnight.

Ms. Wallace noted that her priorities for the 2013 season would be the adoption of a Wildlife Attractant Bylaw and to work on improving resident's access to bear proof garbage bins.

Ms. Wallace thanked everyone for the guidance and advice provided over this past bear aware season and advised that she looks forward to a successful season in 2013.

Council thanked Ms. Wallace for her presentation.

- MS. JANE BIRD,
MR. FRANK WSZELAKI
& MR. GIULIO
AMBROSONE,
COLUMBIA POWER
CORPORATION

Ms. Jane Bird, Chief Executive Officer, Mr. Frank Wszelaki, Chief Operating Officer and Mr. Giulio Ambrosone, VP – Special Projects for Columbia Power Corporation attended the meeting to provide information to Council regarding the Columbia Power Corporation's proposed five year strategic plan.

Ms. Bird advised that the Columbia Power Corporation is currently engaged in a public consultation process to provide basin communities and residents with information about the history of the Corporation and to seek feedback on their proposed strategic plan.

Ms. Bird presented information to Council regarding:

- information on Columbia Power Corporation's annual revenue distribution;
- how income is reinvested in basin communities;
- \$1.224 billion of current assets is under management by the Columbia Power Corporation;
- Columbia Power Corporation's partnerships;
- potential future projects.

Ms. Bird noted that information booklets had been distributed to members of Council and she encouraged everyone to provide their comments in the section provided at the back of the booklet. Copies of the booklet are available for the public at the Castlegar & District Public Library, the Community Complex and will be made available at City Hall.

Ms. Bird thanked Council for their on-going support for the Columbia Power Corporation.

Council thanked Ms. Bird, Mr. Wszelaki and Mr. Ambrosone for attending the meeting and making this presentation to Council.

- MS. SUSAN
MCLAREN & MR. BASIL
MCLAREN
- PROPERTY
MAINTENANCE BYLAW
ENFORCEMENT

Mayor Chernoff noted a change to the agenda in order to permit Ms. Susan McLaren and Mr. Basil McLaren to address Council at this time. Mayor Chernoff advised that Mr. and Mrs. McLaren had been invited to speak to Council regarding the maintenance of their properties located at 1209, 1217 and 1224 3rd Street and 310 Columbia Avenue.

Mr. McLaren advised that they had received notification from the City that their properties are in contravention of the City's Property Maintenance Bylaw and that the City was requiring them to remove the boarding and replace the broken windows, and repairing the building's cracked stucco.

Mr. McLaren discussed the history of the vandalism problems encountered since the Element opened its business. Mr. McLaren spoke of noise concerns and on-going vandalism, including having the windows of his building repeatedly broken. Mr. McLaren stated that he has replaced the windows many times. Mr. McLaren believes he is a victim in this situation and he is not going to continue to replace the windows. Mr. McLaren reported that he has replaced the windows approximately 23 times at a cost of between \$1,300 - \$1,500 each time.

Mr. McLaren noted that previous meetings had been held between himself, the owners of the Element, representatives of the City, and the Royal Canadian Mounted Police. Mr. McLaren is concerned that the RCMP are not adequately enforcing the laws and bylaws as they pertain to the Element. Mr. McLaren noted that a "Good Neighbour Agreement" had been entered into by the owners of the Element, the City and the RCMP. Mr. McLaren is concerned that this agreement is not being upheld or enforced. Mr. McLaren stated that he is willing to work with the City on this issue, and that all parties concerned need to come up with a solution.

Council thanked Mr. and Mrs. McLaren for attending the meeting and making their presentation to Council.

MINUTES:

502-12
- REGULAR MEETING
- NOVEMBER 19, 2012

Moved and seconded,
that the minutes of the regular meeting held November 19, 2012, be approved as presented. Carried.

REPORTS:

AIRPORT:

Nil

**COMMUNITY
WELLNESS & SOCIAL
SERVICES:**

Nil

**CULTURAL AND CIVIC
PRIDE:**

Nil

**FINANCE AND
CORPORATE
SERVICES:**

503-12
- MINUTES

Moved and seconded,
that the draft minutes of the Finance and Corporate Services Committee meeting held November 26, 2012, be received for information. Carried.

504-12
- ITEMS TO BE
RELEASED FROM
PREVIOUS IN CAMERA
MEETING (#12-208)

Moved and seconded,
that Council release to the public the resolutions from the November 5, 2012 Special In Camera meeting as noted in Report to Council No. 12-208. Carried.

505-12
- HERB NEUMANN
MEMORIAL CRIBBAGE
TOURNAMENT
(#12-207)

Moved and seconded,
that Council approve a \$200 donation to the Castlegar & District Wildlife Association, in memory of Mr. Herb Neumann, to be allocated from the grants budget line item. Carried.

506-12
- 2013 COUNCIL
MEETING SCHEDULE
(#12-204)

Moved and seconded,
that, notwithstanding Section 6 of Council Procedures Bylaw No.
986, the following dates be set for regular meetings of Council of the
City of Castlegar for the year 2013:

Monday, January 7	Monday, June 17
Monday, January 21	Monday, July 15
Monday, February 4	Monday, August 12
Monday, February 18	Tuesday, September 3
Monday, March 4	Monday, September 23
Monday, March 18	Monday, October 7
Tuesday, April 2	Monday, October 21
Monday, April 15	Monday, November 4
Monday, May 6	Monday, November 18
Tuesday, May 21	Monday, December 2
Monday, June 3	Monday, December 16

Carried.

507-12
- 2013 UTILITY RATES
AND REGULATIONS
(#12-200)

Moved and seconded,
that Council consider giving three readings to the 2013 Water
Regulations and Rates Amendment Bylaw 1166, the 2013 Sewer
Regulations and Rates Amendment Bylaw 1167 and the 2013
Garbage Regulations and Rates Amendment Bylaw 1168. Carried.

508-12
- MEETINGS FOR
BUDGET 2013 AND
FIVE-YEAR FINANCIAL
PLAN (#12-211)

Moved and seconded,
that the proposed schedule of meetings for the budget 2013 and
Five Year Financial Plan as included in Report No. 12-211, be
received for information. Carried.

GREEN:

Nil

**PLANNING AND
DEVELOPMENT:**

509-12
- MINUTES

Moved and seconded,
that the draft minutes of the Planning and Development Committee
meeting held November 26, 2012, be received for information.
Carried.

510-12
- PROPERTY
MAINTENANCE BYLAW
ENFORCEMENT
(#12-206)

Moved and seconded,
that pursuant to Part 4, Section 15 of Property Maintenance Bylaw
1120, the City enter on the properties at 1209, 1217 and 1224 – 3rd
Street and 310 Columbia Avenue, Castlegar and carry out the
necessary remediation works. Defeated.

511-12
- PROPERTY
MAINTENANCE BYLAW
ENFORCEMENT

Moved and seconded,
that the Planning and Development and Public Safety Committees
meet jointly in order to schedule discussions with the McLarens, the
owners of the Element, the Liquor Control Branch and the Royal
Canadian Mounted Police in an attempt to reach a permanent
solution to the vandalism and property maintenance issues, and that
the Committees report back to Council within 30 days. Carried.

PUBLIC SAFETY:

Nil

**TRANSPORTATION
AND CIVIC WORKS:**

512-12
- MINUTES

Moved and seconded,
that the draft minutes of the Transportation and Civic Works
Committee meeting held November 27, 2012, be received for
information. Carried.

R.D.C.K. REPORT:

- 513-12
- RDCK MINUTES
- OCTOBER 18, 2012

Moved and seconded,
that the minutes of the Regional District of Central Kootenay Board meeting held October 18, 2012, be received for information. Carried.

- U.B.C.M. AWARD

Mayor Chernoff noted that the West Kootenay Transit Committee received the 2012 Union of British Columbia Municipalities Community Excellence award for their leadership and innovation on regional transit issues.

Mayor Chernoff noted that Mr. Jim Gustafson, Chief Administrative Officer for the Regional District of Central Kootenay has recently retired.

CORRESPONDENCE:

- 514-12

Moved and seconded,
that the correspondence from Ms. Alana Murdoch, Columbia Basin Alliance for Literacy regarding the Reach a Reader event; Association of Kootenay & Boundary Local Governments regarding the Notice of Annual General Meeting and First Call for Resolutions 2013; Ms. Michele Warren Appreciation regarding Christmas Lights and Decorations and Trail Wildlife Association regarding Murphy Creek Application to the B.C. Integrated Land Management Bureau, be received for information. Carried.

REPORTS OTHER:

Nil

MAYOR'S REPORT:

Nil

NEW & UNFINISHED BUSINESS:

Nil

BYLAWS:

- 515-12
- BYLAW 1166
- 1ST READING

Moved and seconded,
that Bylaw 1166, 2013 Water Regulations and Rates Amendment Bylaw, be read a first time by title. Carried.

- 516-12
- BYLAW 1166
- 2ND READING

Moved and seconded,
that Bylaw 1166, 2013 Water Regulations and Rates Amendment Bylaw, be read a second time by content. Carried.

- 517-12
- BYLAW 1166
- 3RD READING

Moved and seconded,
that Bylaw 1166, 2013 Water Regulations and Rates Amendment Bylaw, be read a third time. Carried.

- 518-12
- BYLAW 1167
- 1ST READING

Moved and seconded,
that Bylaw 1167, 2013 Sewer Regulations and Rates Amendment Bylaw, be read a first time by title. Carried.

- 519-12
- BYLAW 1167
- 2ND READING

Moved and seconded,
that Bylaw 1167, 2013 Sewer Regulations and Rates Amendment Bylaw, be read a second time by content. Carried.

- 520-12
- BYLAW 1167
- 3RD READING

Moved and seconded,
that Bylaw 1167, 2013 Sewer Regulations and Rates Amendment Bylaw, be read a third time. Carried.

- 521-12
- BYLAW 1168
- 1ST READING

Moved and seconded,
that Bylaw 1168, 2013 Garbage Regulations and Rates Amendment Bylaw, be read a first time by title. Carried.

522-12
- BYLAW 1168
- 2ND READING

Moved and seconded,
that Bylaw 1168, 2013 Garbage Regulations and Rates Amendment
Bylaw, be read a second time by content. Carried.

523-12
- BYLAW 1168
- 3RD READING

Moved and seconded,
that Bylaw 1168, 2013 Garbage Regulations and Rates Amendment
Bylaw, be read a third time. Carried.

524-12
- BYLAW 1169
- ADOPTION

Moved and seconded,
that Bylaw 1169, Animal Control and Licensing Amendment Bylaw,
be adopted. Carried.

NEXT MEETINGS: Regular Meeting, December 17, 2012, 7:00 p.m. at the Community
Forum, 445 – 13th Avenue, Castlegar, B.C.

NOTICE OF MOTION: Nil

QUESTION PERIOD:
- MS. SHEMAHO
JEPHI SIOUX

Ms. Shemaho Jephi Sioux asked if the City of Castlegar had a
bylaw against idling of vehicles and expressed concern about the
idling of vehicles while waiting for the start of the Parade of Lights
on Friday night, November 30, 2012.

Ms. Jephi Sioux was advised that her concerns would be passed
along to the Winterfest Committee.

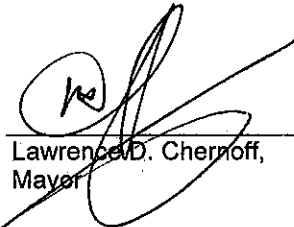
ADJOURNMENT:
525-12

Moved and seconded,
that the meeting adjourn at 8:34 p.m. Carried.

CERTIFIED CORRECT:



Carolyn Rempel,
Director of Corporate Services



Lawrence D. Chernoff,
Mayor