

THE CORPORATION OF THE CITY OF ROSSLAND

Minutes of the Regular Open Meeting of Council Held Tuesday, October 13, 2009

Present

Mayor G.E. Granstrom
Councillor T. L. Charlton
Councillor J.H. Smith
Councillor K.H. Wallace
Councillor D.J. Spearn
Councillor M.K. Moore
Councillor A.W. Stradling

Staff In Attendance

Interim CAO / Manager of Finance – D. Timm
Deputy City Clerk – T. Butler
Manager of Planning and Development Services – M. Maturro
City Engineer – M. Thomas

Mayor Granstrom called the meeting to order at 7:07 pm.

Agenda

Moved by Councillor Moore / Seconded by Councillor Smith

THAT the agenda for the Regular Meeting of Council held October 13, 2009 be adopted.

CARRIED

Moved by Councillor Spearn / Seconded by Councillor Wallace

THAT the minutes of the Regular Meeting of Council held September 14, 2009 and the minutes of the Special Meeting of Council held September 25, 2009 be adopted.

CARRIED

Moved by Councillor Charlton / Seconded by Councillor Smith

THAT the minutes of the Committee-of-the-Whole Meetings held September 24, 2009, October 5, 2009 and October 7, 2009 be received.

CARRIED

Moved by Councillor Smith / Seconded by Councillor Moore

THAT the minutes of the Rossland Sustainability Commission Meetings held July 16, 2009 and August 20, 2009 be received.

CARRIED

RECEIPT OF PUBLIC HEARING RECORD

**Public Hearing
Record**

Moved by Councillor Spearn / Seconded by Councillor Moore

THAT the record of the Public Hearing of Bylaw #2462 and #2463 held September 14, 2009, in regards to zoning amendments for 2409 Fourth Avenue and Recreational Buildings be received.

CARRIED

GENERAL MATTERS - Delegations

RCAC

Mr. David Livingstone and Ms. Renate Fleming, Rossland Council for Arts and Culture updated Council of the 2009 success of the Arts Council. Mr. Livingstone informed Council of the grant situation facing the Arts Council and requested Council consider increasing the City's contribution by \$500 in order to maximize the matching grant from the BC Arts Council.

**M. Geldrich –
Water Meters**

Mr. Mike Geldrich, 1170 Davis Street, read from a written submission asking several questions of Council concerning water meters and the difficulties that some homeowners may have installing the water meters. Mr. Doug McKay spoke on his concerns regarding the installation of some water meters in older households. Mr. Geldrich requested a response to his questions.

UNFINISHED BUSINESS

**N. Tremblay / T.
Bradley**

Response letter from Ms. Nadine Tremblay and Mr. Tyler Bradley regarding the repair of the sidewalk located at 2099 Second Avenue – waiver of subrogation and final releases;

Moved by Councillor Moore / Seconded by Councillor Charlton

THAT Council pay to Ms. Nadine Tremblay and Mr. Tyler Bradley \$8,000 towards the repair of the sidewalk located at 2099 Second Avenue.

DEFEATED

Moved by Mayor Granstrom / Seconded by Councillor Stradling

THAT the Council motion, of September 14, 2009, prevail in the matter of Nadine Tremblay and Tyler Bradley.

CARRIED

**RDKB – Economic
Development
Service**

Copy of proposed Bylaw No. 1427- Regional District of Kootenay Boundary Economic Development (Kootenay) Service Establishment requesting written consent from the City of Rossland to adopt the bylaw;

Moved by Councillor Wallace / Seconded by Councillor Spearn

THAT Council grant written consent to the Regional District of Kootenay Boundary to adopt the Regional District of Kootenay Boundary Economic

Development (Kootenay) Service Establishment Bylaw No. 1427, 2009.

CARRIED

MATTERS REFERRED

**COW Oct. 5, 2009 -
recommendations**

Matters referred from the October 5, 2009 Committee-of-the-Whole meeting re: Permissive Tax Exemption;

Moved by Councillor Moore / Seconded by Councillor Wallace

THAT the following properties be granted 100% tax exemption for 2010;

- Rossland Childcare Society, Tax Roll #243.000
- Rossland Light Opera Players, Tax Roll #360.000
- Rossland Health Care Auxiliary Society, Tax Roll #238.000
- Roman Catholic Parish of Nelson, Tax Roll #767.350
- Roman Catholic Parish of Nelson, Tax Roll #805.100
- United Church of Canada, Tax Roll #676.100
- Rossland Congregation of Jehovah's Witness, Tax Roll #673.940
- Rossland Swimming Pool Society, Tax Roll #212.000
- Golden City Manor Society, Tax Roll #675.000
- MFA Leasing (Emcon Lot), Tax Roll #1601.000

AND FURTHER;

THAT the Royal Canadian Legion, Tax Roll #240.000 be granted 100% tax exemption on the Class (08) portion of the assessment for 2010 and the United Church of Canada, Tax Roll #676.200 (vacant lot) be denied tax exemption for 2010.

CARRIED

NEW BUSINESS – Correspondence

**I. Koric –
Centennial Park
Use**

September 29, 2009 letter from Ms. Ida Koric, request for Casual User Fee for use of Centennial Park to hold SPCA fund-raising event;

Moved by Councillor Spearn / Seconded by Councillor Moore

THAT Ms. Ida Koric be granted the appropriate Casual User Fee for use of the Centennial Park to hold an SPCA fund-raising event.

CARRIED

**M. Treloar. – water
meters**

October 2, 2009 letter from Ms. Mary Treloar regarding concerns regarding the installation of a water meter;

Moved by Councillor Wallace / Seconded by Councillor Moore

THAT Staff develop an expression of interest for contractors for the installation of water meters and that home owners remain able to install their own meters.

CARRIED

Moved by Councillor Moore / Seconded by Councillor Spearn

THAT Staff investigate setting up a needs based fund for the installation of water meters.

DEFEATED

Moved by Councillor Moore / Seconded by Councillor Spearn

THAT a standard information letter be drafted explaining the benefits and cost savings that could be realized from water conservation.

CARRIED

NEW BUSINESS – Reports

**2010 Financial
Plan Guidelines**

Draft copy of the 2010 Financial Plan Guidelines;

Moved by Councillor Wallace / Seconded by Councillor Moore

THAT Council approve the 2010 Financial Plan Guidelines as presented with amendments,

AND FURTHER;

THAT Staff come forward with a budget proposal for 2010 which reflects a 0% increase in Operations & Maintenance expenses over the 2009 budget amounts of \$4,430,085.

CARRIED

**RDKB Report –
Councillor Wallace**

September 21, 2009 report from Councillor Wallace, Director, Regional District of Kootenay Boundary, updating and reporting on Greater Trail Arts Plan Steering Committee, West Kootenay-Boundary Regional Hospital District and the Lower Columbia Community Development Team. Copies of the LCCDT Constitution and Bylaw and September 17, 2009 minutes from the Lower Columbia Community Development Team were circulated to Council.

Moved by Councillor Wallace / Seconded by Councillor Stradling

Given that the Lower Columbia Community Development Team (LCCDT) will be discussing nominations to the Lower Columbia Initiatives Board, BE IT RESOLVED that Rossland City Council requests;

THAT one of the two vacant seats to be held by representatives of the Regional District of Kootenay Boundary Board east end be held by the Rossland representative, (Trail is guaranteed the third),

AND FURTHER;

THAT of the maximum four (4) seats held by non-profits, one is to be held by a member of either Rossland Chamber, Tourism Rossland or the Rossland Economic Development Task Force,

AND FURTHER;

THAT of the minimum four (4) seats held by a member of the private sector, at least one, is to be held by a member of the Rossland business sector, with preference to our tourism drivers, Red Mountain Resort and Redstone Golf Course.

CARRIED with Councillor Charlton voting opposed.

**Development
Permit – Redstone
Lodge**

October 6, 2009 report from the Planning Assistant regarding the Development Permit Application for Redstone Lodge;

Moved by Councillor Moore / Seconded by Councillor Spearn

THAT Council approve a restrictive covenant to be registered on title upon subdivision to permit 12 required parking spaces to be located offsite in the location specified in the drawing titled Site Context Plan prepared by Caroline Spooner and dated September 2009.

CARRIED with Councillor Charlton voting opposed.

Moved by Councillor Moore / Seconded by Councillor Wallace

THAT Council issue a Development Permit for the proposed Redstone Lodge on the proposed subdivision plan of Part of Lot A, Section 26 Township 9A, Plan NEP83292, Except Plans NEP83293, NEP86389 and NEP 87056, and part of Parcel 1 (Reference Plan 2347-I) of District Lot 931 except plans 2848, NEP83231, NEP83293 and NEP87056, all in Kootenay District, subject to the following conditions:

(A) THAT the applicant agree in writing that the dimensions and siting of the buildings and structures to be constructed shall be in substantial accordance with the information shown on the application drawings, dated September, 2009 as provided by the applicant and shall comply with Development Permit Area 5: Redstone Golf Course Resort Area Guidelines.

(B) THAT the applicant agree in writing that the form and character and exterior design and finish of the buildings and structures to be constructed shall be in substantial accordance with the renderings provided in the drawings supplied with the development permit application dated September 2009 and shall comply with the Development Permit Area 5: Redstone Golf Course Resort Area Guidelines.

(C) THAT the applicant comply with the recommendations, or modifications of those recommendations to which the City may agree, regarding general site development, the water system, sanitary sewer, roads, driveway access, drainage, power, telephone, television, gas and street lighting, and geotechnical information made by the City's Engineer. This review will be undertaken on receipt of construction documents from WSA Engineering.

(D) THAT the applicant provide a Storm Water Management Plan for Phase 2 of this development to be approved by the City's Engineer.

(E) THAT the applicant provide written agreement that sedimentation prevention, drainage and erosion control plans, maintenance schedules, storm water management, habitat management and mitigation methods will be undertaken, if required, as outlined in the Golf Course Development and Management Plan prepared by Rossland Property Investments, dated March 2006, which includes the following reports:

- Trail Creek – Redstone Resort – Best Management Practices – Masse & Miller Consulting Ltd, April 2006.
- Redstone Golf Course Resort – Golf Course Expansion and Residential Development Preliminary Screening Environmental Assessment. - Masse & Miller Consulting Ltd, June 2005.
- Best Management Practices for Species of Concern Potentially Occurring within the Rossland Golf Course Development Area – Masse & Miller Consulting Ltd – July 2005.
- Sediment and Erosion Control Plan – WSA Engineering, June 2005.

(F) THAT the applicant retains an environmental monitor to ensure that the Best Management Practices and Erosion and Sediment Control Plan are correctly implemented and that mitigative measures are adequate.

(G) THAT the applicant comply with recommendations from the Regional Resource Recovery Coordinator regarding waste management infrastructure dated October 6, 2009.

(H) THAT the applicant comply with recommendations from the Regional Fire Chief regarding adequate emergency vehicle access dated September 22, 2009.

(I) THAT the applicant comply with the recommendations provided by WSA Engineering in the geotechnical assessment (dated October 3, 2007) provided for the adjacent site and deemed appropriate to this site also.

CARRIED

Recess

Mayor Granstrom called a recess at 8:45 pm.

Meeting reconvened at 8:49 pm.

**Trail Use &
Maintenance
Policy**

October 5, 2009 report from the Manager of Planning and Development Services regarding Trail Use & Maintenance Draft Policy;

Moved by Councillor Moore / Seconded by Councillor Spearn

THAT the Trail Use & Maintenance Policy #1443 be adopted.

CARRIED

**Transactions
Affecting City
Owned Lands**

October 5, 2009 report from the Manager of Planning and Development Services regarding transactions affecting City owned lands and draft Policy #1444 – Property Disposition/Acquisition/Conversion;

Moved by Councillor Charlton / Seconded by Councillor Moore

THAT the moratorium set in October 2007 regarding the sale of City owned lands be lifted.

CARRIED

Moved by Councillor Moore / Seconded by Councillor Smith

THAT Policy #1444 – Property Disposition/Acquisition/Conversion be approved by Council.

CARRIED with Councillor Charlton voting opposed.

**Water Modelling
Budget**

October 6, 2009 memorandum from the City Engineer regarding Water Modelling Budget;

Moved by Councillor Spearn / Seconded by Councillor Smith

THAT Council authorize the expenditure of up to \$10,000.00 to complete the current water modeling tasks as recommended by the consultant.

CARRIED

**Visions to Actions
– CBT Project**

October 7, 2009 memorandum from the Sustainability Commission regarding the Communities Adapting to Climate Change Initiative;

Moved by Councillor Moore / Seconded by Councillor Charlton

THAT Council approve entering into a Contribution Agreement with the Columbia Basin Trust for the Communities Adapting to Climate Change Initiative and authorize the Interim Chief Administrative Officer to execute the Contribution Agreement,

AND FURTHER;

THAT Council approve entering into an \$18,000.00 Service Agreement with Simon Fraser University, Adaptation to Climate Change Team for the use of student researchers for the project and authorize the Interim Chief Administrative Officer to execute the Service Agreement.

CARRIED

**Visions to Actions
– Indicators
Package**

October 7, 2009 memorandum from the Sustainability Commission re:
Proposed State of Rossland Indicators Package Council Approval Process;

Moved by Councillor Moore / Seconded by Councillor Spearn

THAT Council approve the proposed State of Rossland Indicators package process.

CARRIED

LEGISLATIVE MATTERS

**Bylaw #2459 -
Rotary Health
Building, 1807
Columbia Ave.**

Zoning Amendment for the Rotary Health Building, 1807 Columbia Avenue;

Moved by Councillor Wallace / Seconded by Councillor Spearn

THAT Zoning Amendment Bylaw No. 2459, 2009(8) be read a third time.

CARRIED with Councillor Charlton voting opposed.

Moved by Councillor Spearn / Seconded by Councillor Wallace

THAT Zoning Amendment Bylaw No. 2459, 2009(8) be adopted.

CARRIED with Councillor Charlton voting opposed.

**Bylaw #2460 –
Blasting Bylaw**

Blasting Bylaw 2009, No. 2460;

Moved by Councillor Moore / Seconded by Councillor Smith

THAT Blasting Bylaw No. 2460, 2009 be adopted.

CARRIED with Councillor Stradling voting opposed.

**Bylaw #2464 –
1681 Kootenay
Ave.**

Zoning Amendment for 1681 Kootenay Avenue;

Moved by Councillor Wallace / Seconded by Councillor Moore

THAT Zoning Amendment Bylaw No. 2464, 2009(11) be read a third time.

CARRIED

Moved by Councillor Stradling / Seconded by Councillor Charlton

THAT Zoning Amendment Bylaw No. 2464, 2009(11) be adopted.

CARRIED

**Bylaw #2465 –
2010 Permissive
Tax Exemption**

2010 Permissive Tax Exemption Bylaw No. 2465;

Moved by Councillor Charlton / Seconded by Councillor Moore

THAT the 2010 Permissive Tax Exemption Bylaw No. 2465 be read a first and second time.

CARRIED

Moved by Councillor Moore / Seconded by Councillor Smith

THAT the 2010 Permissive Tax Exemption Bylaw No. 2465 be read a third time.

CARRIED

**Bylaw #2466 –
Annual Revenue
Anticipation
Bylaw, 2010**

Annual Revenue Anticipation Bylaw, 2010;

Moved by Councillor Spearn / Seconded by Councillor Smith

THAT the Annual Revenue Anticipation Bylaw, 2010 No. 2466 be read a first and second time.

CARRIED

Moved by Councillor Spearn / Seconded by Councillor Charlton

THAT the Annual Revenue Anticipation Bylaw, 2010 No. 2466 be read a third time.

CARRIED

MAYOR AND COUNCIL REPORTS

Councillor Smith

Informed Council that the Sustainability Commission is requesting a meeting with Council to discuss their findings to date and share ideas.

Mayor to invite the Sustainability Commission to a Committee-of-the-Whole meeting.

Councillor Smith informed Council of a November 8, 2009 workshop at the Miners' Hall, for heritage homeowners to discuss renovations and rehabilitation of heritage homes.

Motion to Extend

Moved by Councillor Charlton / Seconded by Councillor Wallace

THAT the October 13, 2009 Regular Meeting be extended to 10:30 pm.

CARRIED

Councillor Spearn

Councillor Spearn reported on her attendance at the UBCM Conference, the learning opportunities presented and the meetings with the Ministers.

Councillor Spearn requested an update on the project at Victoria Street and Spokane Street.

Councillor Moore

Councillor Moore circulated a letter from Mr. Bob Reardon titled “Rossland Taxes: An Impediment to Affordable Housing, Population Growth and Economic Development.”

Councillor Moore reported on her attendance at the UBCM Convention.

Councillor Wallace

Councillor Wallace requested Council consider installing a City Kiosk and drop slot near the Rossland Post Office.

Councillor Wallace requested clarification on the rails (skiing and snowboarding) being removed from the bottom of 6th. Avenue into Jubilee Park.

**Councillor
Charlton**

Councillor Charlton reported on his attendance at the UBCM Convention.

Councillor Charlton requested a letter be sent to Mr. Mac Gregory, Board Chair, School District No. 20, informing him that the resolution concerning the Transfer of School Lands, discussed at the UBCM, was referred back to the UBCM executive for discussion with the BC School Trustees Association.

**Councillor
Stradling**

Councillor Stradling discussed his table of comparable communities tax rates, and request that it be included in the Financial Plan Guidelines as an attachment.

Mayor Granstrom

Mayor Granstrom reported on meetings he attended at the UBCM Convention and informed Council that the issue of amalgamation has not received unanimous support from neighbouring municipalities.

CLOSED MEETING RESOLUTION

Moved by Councillor Stradling / Seconded by Councillor Moore

THAT the proceedings of the remainder of the meeting of October 13, 2009 be closed to the public pursuant to section 90 (1)(g) of the *Community Charter*.

CARRIED

Close

Mayor Granstrom closed the meeting at 10:34 pm.

I hereby certify the preceding to be a true and correct account of the Regular Meeting of Council held on October 13, 2009.

Mayor

Corporate Officer