

THE CORPORATION OF THE CITY OF ROSSLAND

Minutes of the Regular Open Meeting of Council Held Monday, September 14, 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

Absent

Councillor A.W. Stradling

Staff In Attendance

Interim CAO / Manager of Finance – D. Timm
Recording Secretary – L. Karn
Manager of Planning and Development Services – M. Maturo

Mayor Granstrom called the meeting to order at 7:12 pm.

Agenda

Moved by Councillor Smith / Seconded by Councillor Charlton

THAT the agenda for the Regular Meeting of Council held September 14, 2009 be adopted.

CARRIED

Moved by Councillor Moore / Seconded by Councillor Smith

THAT the minutes for the Regular Meeting of Council held August 17, 2009 be adopted with the following amendments;

- August 17, 2009 Regular Council meeting, page 6, under Councillor Wallace declared conflict of interest; the reason for conflict should be stated, that being, personal and business relationships.

AND FURTHER

- August 17, 2009 Regular Council meeting, page 4, under Flu Immunization Clinic; that the motion read as follows;

THAT Council deny the request from Ms. Heather Cameron, Public Health Nurse, Interior Health, to waive the fee for the use of the Miners' Hall for the November 13, 2009 Flu Immunization Clinic.

CARRIED

Moved by Councillor Moore / Seconded by Councillor Spearn

THAT the minutes of the Committee-of-the Whole Meeting held August 25, 2009 be received.

CARRIED

MATTERS REFERRED

**Rossland
Skateboard Park**

Matter referred from Delegation during the August 17, 2009 Regular Meeting regarding September 5, 2009 email from Mr. Aaron Cosbey, Rossland Skateboard Park Association for a land commitment (site location guarantee) from the City of Rossland

Moved by Councillor Moore / Seconded by Councillor Wallace

THAT Council direct Staff to investigate and prepare a report on the preferred sites for a skateboard park in Rossland.

CARRIED

**N. Tremblay / T.
Bradley**

Matter referred from the August 17, 2009 Regular Meeting regarding the September 8, 2009 memorandum from the Interim CAO responding to Council direction to address the implications of paying for the replacement of the sidewalk and signing a final release in the case of the Bradley-Tremblay Claim.

Moved by Councillor Wallace / Seconded by Councillor Charlton

THAT Council direct Staff to contact Nadine Tremblay and Tyler Bradley and have them contact their insurer and confirm that their insurer will not claim first rights over any ex gratia payment the City makes to the claimants for the incidental repairs to the City sidewalk and ask that both parties sign a final release form.

CARRIED

**COW
Recommendations
from August 25,
2009**

Committee-of-the-Whole recommendation from the August 25, 2009 meeting;

Moved by Councillor Spearn / Seconded by Councillor Moore

THAT “commercial entertainment use” and “liquor licensed premises” be removed as permitted uses from CD-8 Downtown Limited Commercial Zoning and that “Service Clubs/Groups” be added to the proposed Bylaw #2459.

CARRIED

**Bylaw#2459 –
1807 Columbia
Avenue**

September 9, 2009 memorandum from Manager of Planning & Development Services regarding the next steps concerning the Rotary Health Centre re-zoning;

Moved by Councillor Moore / Seconded by Councillor Charlton

THAT the August 17, 2009 first and second reading of Zoning Amendment Bylaw, No. 2459, 2009(8) be rescinded.

CARRIED

Moved by Councillor Moore / Seconded by Councillor Smith

THAT Zoning Amendment Bylaw, No. 2459, 2009(8) as amended, be read a first and second time,

AND FURTHER;

THAT a Public Hearing for Bylaw No. 2459 be held October 13, 2009.

CARRIED

**Councillor
Charlton – Notice
of Motion**

Matter referred from the August 17, 2009 Regular Council Meeting regarding the Notice of Motion from Councillor Charlton;

Moved by Councillor Charlton / Seconded by Councillor Moore

THAT Staff be directed to explain, in writing, before September 30, 2009, why the principles listed on the Community Comment Form circulated at the open house for the new Zoning Bylaw were stated to be established by the Strategic Sustainability Plan and the Official Community Plan when, in fact, they are not principles contained in either the SSP or the OCP.

DEFEATED

**Councillor Wallace
– Notice of Motion**

Matter referred from August 17, 2009 Regular Council Meeting regarding the Notice of Motion from Councillor Wallace;

Moved by Councillor Wallace / Seconded by Councillor Moore

THAT Staff be directed to report on the viability of “number of connections” as a fair and equitable means of new participation (cost sharing) for the inter-municipal sewer system.

CARRIED with Councillor Charlton opposed

UNFINISHED BUSINESS

**Woodstove
Exchange
Program**

September 8, 2009 email correspondence from Mr. John Vere, Woodstove Exchange Coordinator regarding the top up grant for the Woodstove Exchange program;

Moved by Councillor Wallace / Seconded by Councillor Spearn

THAT Council offer a \$100. top-up grant for the Woodstove Exchange program to a maximum of the first 20 units, subject to 2010 budget.

CARRIED

Moved by Councillor Wallace / Seconded by Councillor Moore

THAT Staff coordinate with John Vere, Woodstove Exchange Coordinator, to organize a public workshop.

CARRIED

NEW BUSINESS - Correspondence

**K. Exner – 2043
Park Street**

September 4, 2009 letter from Ms. Kirsty Exner regarding complaint about sewer backup at 2043 Park Street and request for reimbursement of insurance deductible.

September 8, 2009 memorandum from interim CAO regarding Council consideration of Exner claim;

Moved by Councillor Charlton / Seconded by Councillor Spearn

THAT the request by Ms. Kirsty Exner regarding the sewer backup at 2043 Park Street and request for reimbursement of insurance deductible be denied.

CARRIED with Councillor Moore opposed

**Trail Airport –
Proposed
Shutdown**

August 26, 2009 email correspondence from Tourism Rossland regarding a letter writing campaign concerning proposed closure of the Trail Regional Airport from January 29, 2010 to March 24, 2010;

Moved by Councillor Spearn / Seconded by Councillor Moore

THAT Council draft a letter in support of keeping the Trail Regional Airport open from January 29, 2010 to March 24, 2010, noting the effect on tourism in the Rossland area and accessibility for the Russian Biathlon team to train for their Olympic event.

CARRIED

Fellows, N.

Submission from Ms. Norma M. Fellows with attached signed petition regarding the replacement of big swings at the far end of Jubilee Park;

Attached September 8, 2009 memorandum from the Interim CAO regarding MIA removal of swings and budget considerations;

Moved by Councillor Charlton / Seconded by Councillor Spearn

THAT the issue be referred to Staff for cost estimates and comments on potential conflicts with the proposed community garden, future high-school expansion and the feasibility of the project.

CARRIED

MIA – Voting Delegate

Municipal Insurance Association of BC regarding the voting delegate appointment and alternate for the 2009 UBCM Convention;

Moved by Mayor Granstrom / Seconded by Councillor Charlton

THAT Council appoint Mayor Granstrom as the voting delegate for the Municipal Insurance Association of BC Annual General Meeting and Councillor Moore as the alternate.

CARRIED

NEW BUSINESS – Reports

Cancellation of Sept. 28/09 Regular Council Meeting

September 1, 2009 memorandum from the Deputy City Clerk to the Interim CAO regarding cancellation of the September 28, 2009 Regular Council Meeting;

Moved by Councillor Moore / Seconded by Councillor Smith

THAT the September 28, 2009 Regular Meeting of Council be cancelled in order for Council Members to attend the 2009 UBCM Convention.

CARRIED

Volunteer Recognition and Appreciation Policy

September 8, 2009 memorandum from the Deputy City Clerk regarding a draft copy of the Volunteer Recognition and Appreciation Policy;

Moved by Mayor Granstrom / Seconded by Councillor Wallace

THAT the Volunteer Recognition and Appreciation policy be referred to the Policy Committee.

CARRIED

Personal Expense and Travel Policy

September 8, 2009 memorandum from the Deputy City Clerk regarding a draft copy of the Personal Expense and Travel Policy;

Moved by Councillor Charlton / Seconded by Councillor Moore

THAT the Personal Expense and Travel policy be referred to the Policy Committee.

CARRIED

Dev. Variance Permit Application – 1815 Columbia Ave

September 8, 2009 Report submitted by Planning Assistant regarding the Development Variance Permit Application – 1815 Columbia Avenue;

Moved by Councillor Moore / Seconded by Councillor Smith

THAT the Development Variance application to vary the rear setback requirement as established in the City of Rossland Zoning Bylaw # 1912 from 2.0 metres to 1.05 metres, for the property legally described as Lot 22 and 23,

Block 26, District Lot 535, Kootenay District Plan 579; located at 1815 Columbia Ave; with the following condition, be approved by Council.

- THAT the applicant consolidates the lots as required by the Zoning Bylaw.

CARRIED

**Thompson Ave.
Initiative**

September 8, 2009 informational memorandum from Manager of Planning and Development Services regarding Thompson Avenue initiatives/parking issues;

Moved by Councillor Wallace / Seconded by Councillor Spearn

THAT the September 8, 2009 informational memorandum from the Manager of Planning and Development Services regarding Thompson Avenue initiatives/parking issues be received.

CARRIED

**Zoning
Amendment –
1681 Kootenay
Avenue**

September 9, 2009 report from the Planning Assistant regarding Zoning Amendment – 1681 Kootenay Avenue;

Moved by Councillor Moore / Seconded by Councillor Wallace

THAT the Zoning Amendment Application for the property legally described as Parcel A (N26238), Block 6, D.L. 535, Plan 579, located at 1681 Kootenay Avenue, from R-3I (Multiple Family Infill) to R1 – (Residential Single Detached) by giving first and second reading to Zoning Amendment Bylaw #2464, and schedule a Public Hearing on October 13, 2009, with the following requirements, be approved by Council.

- THAT a sign be posted by the owner on the site stating the intent and purpose of the proposed rezoning application, within 7 days of the first reading of Bylaw #2464 in accordance with the City of Rossland Development Procedures Guidelines.

CARRIED

LEGISLATIVE MATTERS

**Bylaw #2460 –
Blasting Bylaw**

Blasting Bylaw 2009, No. 2460;

Moved by Councillor Moore / Seconded by Councillor Smith

THAT Blasting Bylaw No. 2460, 2009 be read a third time.

CARRIED

**Bylaw #2453 –
Recreation Fees
and Charges
Bylaw**

Recreation Fees and Charges Bylaw No. 2453;

Moved by Councillor Spearn / Seconded by Councillor Smith

THAT Recreation Fees and Charges Bylaw No. 2453, 2009 be adopted.

CARRIED

**Bylaw #2462 –
Zoning
Amendment Bylaw
- 2409 Fourth
Avenue**

Zoning Amendment Bylaw No. 2462, 2009 (9);

Moved by Councillor Wallace / Seconded by Councillor Smith

THAT Zoning Amendment Bylaw No. 2462, 2009 (9) be read a third time.

CARRIED with Councillor Charlton and Councillor Moore opposed.

Moved by Councillor Wallace / Seconded by Councillor Smith

THAT Zoning Amendment Bylaw No. 2462, 2009 (9) be adopted.

CARRIED with Councillor Charlton and Councillor Moore opposed.

**Conflict of Interest
– Councillor
Wallace**

Councillor Wallace declared a conflict of interest, due to personal and business relationships, regarding the next agenda item and was excused from the meeting at 8:49 pm

**Bylaw #2463 –
Zoning
Amendment Bylaw
– Recreational
Building**

Zoning Amendment Bylaw No. 2463, 2009 (10);

Moved by Councillor Spearn / Seconded by Councillor Moore

THAT Zoning Amendment Bylaw No. 2463 be referred back to Staff.

CARRIED with Councillor Charlton opposed

Councillor Wallace returned to the meeting at 9:00 pm

Recess

Recess called by Mayor Granstrom at 9:01 pm

Meeting recalled at 9:03 pm

MAYOR AND COUNCIL REPORTS

Councillor Spearn

Councillor Spearn reported on the success of Golden City Days and requested a letter be sent to Ms. Terry Brinson and organizers.

Councillor Spearn reported on the Provincial Arts and Culture budget being slashed by 80%. Would like letter from Council protesting cut-backs.

Councillor Spearn updated Council Education. Councillor Spearn is hoping for a meeting with Visions for small schools.

Councillor Spearn also requested a letter be sent to the Ministry of Tourism, Arts & Culture opposing the budget cut backs.

Councillor Wallace

Councillor Wallace reported on the first Steering Committee Meeting for The City of Trail Community Arts Plan.

Councillor Charlton

Councillor Charlton commented on:

- Public consultation for 2010 budget.
- Minutes from Sustainability Commission and rolling over Sustainability Commission budget and communications with Council.
- Application to CBT for Climate Adaptation.
- Development Cost Charges collections and charges.
- Requested update on grants and there status.
- Sewer Review Committee notes from Councillor Wallace and flow measurements.
- Manager of Finance memo regarding the Auditor’s comments.
- Status of Museum lease and grant applications for mine tunnel.

Councillor Smith

Councillor Smith reported on the status of the Planning for Climate Adaptation Project.

Councillor Smith commented on requests by residents for information.

Councillor Moore

Councillor Moore reported on a citizens group formed to raise money for Olympians.

Councillor Moore reported that Ms. Renee Salsiccioli moved away from purchase of Jehovah’s hall due to soil contamination, not due to City & trail access.

Mayor Granstrom

Mayor Granstrom thanked all Councillors for supporting Golden City Days by dressing up and supporting the City and heritage.

CLOSED MEETING RESOLUTION

Moved by Councillor Charlton / Seconded by Councillor Smith

THAT the proceedings of the remainder of the meeting of September 14, 2009 be closed to the public pursuant to section 90 (1)(k) of the *Community Charter*.

CARRIED

Close

Mayor Granstrom closed the meeting at 9:34 pm.

I hereby certify the preceding to be a true and correct account of the Regular Meeting of Council held on September 14, 2009.

Mayor

Corporate Officer