

## CITY OF MERRITT

MINUTES OF THE REGULAR MEETING OF THE CITY OF MERRITT COUNCIL, TUESDAY, AUGUST 10TH, 1993, CIVIC CENTRE CITY HALL, COUNCIL CHAMBERS, 2185 VOGHT STREET, MERRITT, B.C.

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### 1. PRESENT:

#### COUNCIL:

Mayor - C. Norgaard  
Councillors - J. Hilton, G. Henderson, R. Typusiak,  
R. Brown, D. Laird, T. Fox

#### ADMINISTRATION:

Administrator - T. Day  
Clerk - Y. Porada  
Treasurer - S. Gill  
Director of Parks  
& Recreation - D. Osborne  
Fire Chief/Bylaw  
Enforcement Officer - R. Finley

MEDIA: Merritt Herald, Merritt News, Radio CJNL

DELEGATION: Derek Crawford and Jim Mayne

Three members of the general public.

### 2. CALL TO ORDER:

Mayor Norgaard called the meeting to order at 7:30 p.m.

### 3. ADOPTION OF THE AGENDA:

a) Regular Council Meeting, Tues., Aug. 10/93.

799/93 Moved by Councillor Typusiak, seconded by Councillor Henderson that Council ADOPT the Agenda for the Regular Council Meeting, Tues., Aug. 10/93, adding the Delegation item under 8. c) Unfinished Business and including the Extra Agenda, Tues., Aug. 10/93. CARRIED

### 4. PUBLIC HEARING:

Mayor Norgaard called the Public Hearing to order at 7:31 p.m., and made her statement regarding presentations.

a) City of Merritt Official Community Plan Amendment Bylaw No. 1403, 1993.

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**4. PUBLIC HEARING: a) Cont'd.**

- a) The Administrator explained that Bylaw No. 1403 involved deletion of a proposed major roadway, south off of Voght Street, to just west of Lauder Street on Nicola Avenue.

The Mayor called three times for anyone wishing to speak for or against Bylaw No. 1403. No one made any presentations and it was noted no written submissions were received.

Mayor Norgaard declared the Public Hearing closed at 7:33 p.m.

**5. PETITIONS/DELEGATIONS:**

- a) Derek Crawford, Turik, Crawford Architects and Jim Mayne, Reimax Points West - Proposed Highway Commercial Development East of City on Okanagan Connector.

Derek Crawford and Jim Mayne made their presentations as follows:

- wanted to present Council with their proposed project before making a rezoning application with the Thompson-Nicola Regional District;
- rezoning will be for a C3 Zone on 19 acres of the property;
- would like to relocate the Merritt Info. Centre onto their land and negotiate a fee simple lease with the City, for \$1.00 per year;
- relocation would involve no costs to the City;
- a commercial venture would be constructed and the Info. Centre incorporated into the project;
- no services will be required from the City;
- are willing to develop this property either within or without the City boundaries;
- Info. Centre would continue, as per its present operation, if Council chooses, existing volunteers would remain, the Ministry of Forests operation will be encouraged;
- the architectural design and style of the Centre will be implemented throughout the new construction;
- are gearing towards an opening in the Spring of 1994, or at least before the May/94 long weekend; and
- requested a letter of support from Council to submit with their rezoning application to the T.N.R.D.

**6. ADOPTION OF THE MINUTES:**

- a) Regular Council Meeting, Tues., July 27/93.

800/93 Moved by Councillor Laird, seconded by Councillor Henderson that Council ADOPT the Minutes of the Regular Council Meeting of Tues., July 27/93, including the following amendments:

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**6. ADOPTION OF THE MINUTES: a) Cont'd.**

800/93 ADDING "of other Council members wishing to attend" to the last sentence in Motion No. 765/93; and DELETING the word "restructive" in Motion No. 791/93 and SUBSTITUTING the word "restructure". CARRIED

**7. BUSINESS ARISING FROM THE MINUTES:**

a) Councillor Laird agreed to attend the Aug. 11/93 Canada Games Banquet and make presentations to the athletes.

**8. UNFINISHED BUSINESS:**

a) Memo, July 29/93 - Northeast Sector Sewer Specified Area.

801/93 Moved by Councillor Hilton, seconded by Councillor Brown that Council RECEIVE Memo, July 29/93 - Northeast Sector Sewer Specified Area. CARRIED

Council had concerns regarding the sewer trunk main being located along the river and not through the City's lot as originally planned. This matter would be discussed at the earliest opportunity.

b) Lower Nicola Indian Band, July 23/93 - T.N.R.D. Solid Waste Management Plan.

Some concerns were noted regarding the increasing costs of the current landfill operation and whether or not Council should consider establishing another landfill, with the City undertaking its operation.

802/93 Moved by Councillor Brown, seconded by Councillor Henderson that Council RECEIVE letter addressed to Lower Nicola Indian Band, July 23/93 - T.N.R.D. Solid Waste Management Plan. CARRIED

c) Delegation - D. Crawford and J. Mayne - Proposed Highway Commercial Development.

The Administrator reminded Council of the T.N.R.D.'s process for Specified Fringe Areas within five miles of a municipality's boundaries. He noted that Council would be requested to submit its input, once a rezoning application has been made to the T.N.R.D. There were a number of issues raised by the proposed development which Council should address: traffic control, land use, legalities of relocating the Info. Centre, impact on the City, etc.

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**8. UNFINISHED BUSINESS: c) Cont'd.**

803/93 Moved by Councillor Hilton, seconded by Councillor Brown that Council DEFER Messrs. Crawford and Mayne's proposed highway commercial development to the Aug. 17/93 In-Camera Meeting, and that the Administrator prepare a report. CARRIED

**9. REPORTS:**

**a) Mayor's Reports:**

Mayor Norgaard presented her report as follows:

- presented a plaque received from the Canada Games Society for Council's initiative in the Local Softball Facility;
- requested permission for the Beta Sigma Phi to canvas Merritt, Sept. 1-30/93 for the Canadian Arthritis & Rheumatism Society of B.C.;

804/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council PROCLAIM the month of Sept./93 as "ARTHRITIS MONTH" in the City of Merritt and APPROVED Beta Sigma Phi undertaking its canvassing of the City. CARRIED

- Aug. 11/93 the Commonwealth Games will be presenting the City of Merritt with a Commonwealth Games Flag;

805/93 Moved by Councillor Brown, seconded by Councillor Laird that Council APPROVE of the City purchasing six T-shirts for an approximate cost of \$120.00 for the Canada Games Torch Bearers. CARRIED

- noted the Economic Development/Tourism Promotion Commission Economic Summit Seminar, Oct. 29/93.

806/93 Moved by Councillor Typusiak, seconded by Councillor Brown that Council RECEIVE Mayor Norgaard's report, Aug. 10/93. CARRIED

**b) Liaisons' and Commissions'/Committees' Reports:**

**Civic Properties & Recreation Commission** - Councillor Typusiak  
- Meeting scheduled for Sept. 1/93.

**South Central Union Board of Health** - Councillor Laird  
- Meeting scheduled for Aug. 25/93.

**Boundary Restructure Study** - Councillor Laird

- two motions brought forward from the Aug. 9/93 meeting:
  - 1) that the area from Pooley Avenue and south be removed from the boundary restructure application and
  - 2) that every attempt be made to hold a referendum in Oct./93.

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9. REPORTS: b) Cont'd.

- b) - it was noted the consultant would be making a presentation to Council following completion of the study, at which time Council will decide whether or not to undertake the boundary restructure.

- 1) Minutes of Economic Development/Tourism Promotion Commission Meeting of July 20/93.

807/93 Moved by Councillor Laird, seconded by Councillor Henderson that Council RECEIVE the Minutes of the Economic Development/Tourism Promotion Commission Meeting, July 20/93. CARRIED

- 2) Minutes of Protective Services - Aspen Planer Fire Review Meeting of July 26, 1993.

808/93 Moved by Councillor Henderson, seconded by Councillor Fox that Council RECEIVE Minutes of Protective Services - Aspen Planer Fire Review Meeting, July 26/93. CARRIED

c) Administration Reports:

- 1) Merritt Info. Centre Report, July/93.

809/93 Moved by Councillor Typusiak, seconded by Councillor Brown that Council RECEIVE Merritt Info. Centre Report, July/93. CARRIED

- 2) R.C.M.P. Report, June/93.

810/93 Moved by Councillor Typusiak, seconded by Councillor Henderson that Council RECEIVE R.C.M.P. Report, June/93. CARRIED

- 3) Memo, Aug. 3/93 - Month-End Report for July/93.

811/93 Moved by Councillor Henderson, seconded by Councillor Laird that Council RECEIVE Memo, Aug. 3/93 - Month-End Report for July/93. CARRIED

- 4) Memo, July 21/93 - Fire Dept. Response Outside Protection Areas.

812/93 Moved by Councillor Laird, seconded by Councillor Brown that Council RECEIVE Memo, Fire Chief, July 21/93 - Fire Dept. Response Outside Protection Areas. CARRIED

813/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council ENDORSE Policy which states that the City of Merritt does not respond to any fires outside its Protection Agreement areas, for any reason. DEFEATED

COUNCILLORS BROWN, FOX, HENDERSON & HILTON OPPOSED  
MAYOR NORGAARD, COUNCILLORS LAIRD & TYPUSIAK IN FAVOUR

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**9. REPORTS: c) Cont'd.**

- c) 5) Memo, July 29/93 - Stage 1 - Water and Sewer Grants.  
814/93 Moved by Councillor Brown, seconded by Councillor Laird that Council RECEIVE Memo, July 29/93 - Stage 1 - Water and Sewer Grants and APPROVE delaying implementation of the Water Conservation Program until 1994. CARRIED
- 6) Memo, Treasurer, August 4/93 - Accounts Payable.  
815/93 Moved by Councillor Henderson, seconded by Councillor Typusiak that Council APPROVE Payment of Accounts, July/93 in the amount of \$1,354,570.28. CARRIED
- 7) Memo, Director of Parks & Recreation, Aug. 4/93 - Nicola Valley Aquatic Centre - Budget Reconciliation.  
816/93 Moved by Councillor Hilton, seconded by Councillor Typusiak that Council RECEIVE Memo, Director of Parks & Recreation, Aug. 4/93 - Nicola Valley Aquatic Centre - Budget Reconciliation and APPROVE City staff implementing the Nicola Valley Aquatic Centre Fundraising Committee's priority list by proceeding with the acquisition of priority items as funds are received by the City of Merritt from fundraising operations. CARRIED

**10. BYLAWS:**

- a) City of Merritt Development Cost Charge Bylaw No. 1386, 1993. Approved by Municipal Affairs, Aug. 4/93 - RECONSIDERATION AND ADOPTION.  
817/93 Moved by Councillor Typusiak, seconded by Councillor Henderson that Council RECONSIDER and ADOPT "CITY OF MERRITT DEVELOPMENT COST CHARGE BYLAW NO. 1386, 1993". CARRIED
- b) City of Merritt Outside Fire Protection (General) Bylaw No. 1400, 1993 - RECONSIDERATION AND ADOPTION.  
818/93 Moved by Councillor Brown, seconded by Councillor Laird that Council RECONSIDER and ADOPT "CITY OF MERRITT OUTSIDE FIRE PROTECTION (GENERAL) BYLAW NO. 1400, 1993". CARRIED
- c) City of Merritt Community Recreational Facilities Rental Rates Amendment Bylaw No. 1402, 1993 - RECONSIDERATION AND ADOPTION.  
819/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council RECONSIDER and ADOPT "CITY OF MERRITT COMMUNITY RECREATIONAL FACILITIES RENTAL RATES AMENDMENT BYLAW NO. 1402, 1993". CARRIED

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**10. BYLAWS: Cont'd.**

- d) City of Merritt Official Community Plan Amendment Bylaw No. 1403, 1993 - THIRD READING.
- 820/93 Moved by Councillor Brown, seconded by Councillor Typusiak that Council GIVE THIRD READING to "CITY OF MERRITT OFFICIAL COMMUNITY PLAN AMENDMENT BYLAW NO. 1403, 1993". CARRIED
- e) City of Merritt Subdivision Application Fees Bylaw No. 1405, 1993 - RECONSIDERATION AND ADOPTION.
- 821/93 Moved by Councillor Brown, seconded by Councillor Laird that Council RECONSIDER and ADOPT "CITY OF MERRITT SUBDIVISION APPLICATION FEES BYLAW NO. 1405, 1993". CARRIED
- f) City of Merritt Zoning Amendment Bylaw No. 1407, 1993 - FIRST AND SECOND READING. AUTHORIZE PUBLIC HEARING FOR SEPT. 14/93.
- 822/93 Moved by Councillor Fox, seconded by Councillor Brown that Council RECEIVE Memo, Aug. 4/93 - Amendments to C3 and C4 Zones and ENDORSE recommendations to: 1) amend C3 Zone permitting residences in conjunction with a motel and 2) amend Subsection t) of the permitted uses in the C4 Zone, changing reference of Subsections (a) or (r) to Subsections (a) to (r). CARRIED
- 823/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council GIVE FIRST READING to "CITY OF MERRITT ZONING AMENDMENT BYLAW NO. 1407, 1993". CARRIED
- 824/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council GIVE SECOND READING to "CITY OF MERRITT ZONING AMENDMENT BYLAW NO. 1407, 1993". CARRIED
- 825/93 Moved by Councillor Brown, seconded by Councillor Fox that Council PROCEED to Public Hearing for City of Merritt Zoning Amendment Bylaw No. 1407, 1993 on Tues., Sept. 14/93 at 7:30 p.m. CARRIED

**11. CORRESPONDENCE:**

**a) Potential Council Responses**

- 1) Dr. D.M. McLeod, July 22/93 - Fire Protection.
- 826/93 Moved by Councillor Fox, seconded by Councillor Typusiak that Council RECEIVE letter from Dr. D.M. McLeod, July 22/93 - Fire Protection, ENDORSE recommendation to accept and approve Dr. McLeod's letter as written application, in accordance with Bylaw No. 1400, and AUTHORIZE the Mayor and Clerk to execute the applicable agreement. CARRIED

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11. CORRESPONDENCE: a) Cont'd.

- a) 2) Merritt & District Chamber of Commerce July 26/93 -  
Business Licence Requirements for Rodeo Street Mall.

The members of the general public left the meeting at 9:20 p.m.

827/93 Moved by Councillor Fox, seconded by Councillor Brown that Council AUTHORIZE that the City of Merritt Business License Bylaw No. 1359 and amendments thereto, not be enforced for the merchants involved in the Merritt & District Chamber of Commerce's Annual Street Mall on Sept. 3-4/93. CARRIED  
MAYOR NORGAARD, COUNCILLORS HILTON & TYPUSIAK OPPOSED  
COUNCILLORS LAIRD, FOX, HENDERSON & BROWN IN FAVOUR

828/93 Moved by Councillor Fox, seconded by Councillor Brown that Council GRANT permission to the Merritt & District Chamber of Commerce for a road closure on Quilchena Avenue between Voght and Garcia Street, Fri., from 9:00 a.m. to 9:00 p.m., and Sat., from 9:00 a.m. to 6:00 p.m., Sept. 3-4/93. CARRIED

- 3) U.B.C.M., July 30/93 - Cabinet Session at U.B.C.M. Convention.

829/93 Moved by Councillor Fox, seconded by Councillor Brown that Council RECEIVE letter from U.B.C.M., July 30/93 - Cabinet Session at U.B.C.M. Convention and send two questions, being: 1) Policing costs for Special Events and 2) Clarification on the Municipal Act amendments on Sections 81-82, regarding disqualification of a member of Council. CARRIED

- 4) Minister of Transportation and Highways, July 28/93 - U.B.C.M. Appointments.

830/93 Moved by Councillor Fox, seconded by Councillor Brown that Council RECEIVE letter from Minister of Transportation & Highways, July 28/93 - U.B.C.M. Appointments. CARRIED

- 5) Getting On With the Job, July 15/93 - Letter of Support.

831/93 Moved by Councillor Typusiak, seconded by Councillor Brown that Council SEND a letter supporting the Nicola Watershed Community Partnership's proposal for the Fraser Basin Management Program Demonstration Projects. CARRIED

- 6) Merritt Herald Ltd., July 22/93 - Request for Advertising.



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**11. CORRESPONDENCE: a) 6) Cont'd.**

832/93 Moved by Councillor Brown, seconded by Councillor Laird that Council APPROVE placing City of Merritt advertisements in the Merritt Herald (approximately \$70) and the Rodeo Program (1/4 page \$50), in support of the Nicola Valley Rodeo Weekend. CARRIED

7) Ministry of Economic Development, July 28/93 - B.C. Energy Plan.

833/93 Moved by Councillor Brown, seconded by Councillor Fox that Council RECEIVE letter from Ministry of Economic Development, July 28/93 - B.C. Energy Plan and SEND a letter to the Minister reiterating Council's position that the Province's energy policies must provide an opportunity for forest indus- tries to dispose of their wood waste through electricity producing co-generation plants. Letter to be copied to the B.C. Energy Council. CARRIED

**b) Receive:**

- 1) Ministry of Economic Development, July 28/93 - Natural Source Community Fund.
- 2) U.B.C.M., July 30/93 - Bill 35 - Elections Legislation.
- 3) Resort Municipality of Whistler, July 21/93 - Municipal Elections Legislation.
- 4) U.B.C.M., July 27/93 - Whistler's Letter of July 21/93.
- 5) Ministry of Energy, Mines & Petroleum Resources, July 29/93 - Mineral Strategy.
- 6) U.B.C.M., July 30/93 - Awareness Week.
- 7) Minutes of Tourism & Culture, July 23/93 - Heritage Conservation Amendment Act.
- 8) Round Table, undated - Draft Strategy for Sustainability.
- 9) Minutes of Environment, Lands and Parks, July 21/93 - Stewardship of Water in British Columbia.
- 10) B.C. Environment, July 21/93 - Landfill Criteria.
- 11) XV Commonwealth Games, undated - Official Presentation.

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**11. CORRESPONDENCE:    b) Cont'd.**

834/93      Moved by Councillor Fox, seconded by Councillor Typusiak that Council RECEIVE Item 11. CORRESPONDENCE b) 1) to 11) for information. CARRIED

**12. NEW BUSINESS:**

a)      Memo, Aug. 6/93 - Merritt Mixed Slo Pitch Letter Received Aug. 4/93 - Central Park Ball Diamond Maintenance.

835/93      Moved by Councillor Hilton, seconded by Councillor Brown that Council REFER Memo, Aug. 6/93 - Merritt Mixed Slo Pitch Letter Received Aug. 4/93 - Central Park Ball Diamond Maintenance to the next Regular Council Meeting, Aug. 24/93. CARRIED

b)      Merritt & District Chamber of Commerce, Aug. 6/93 - Provincial Sign Manufacturing Facility.

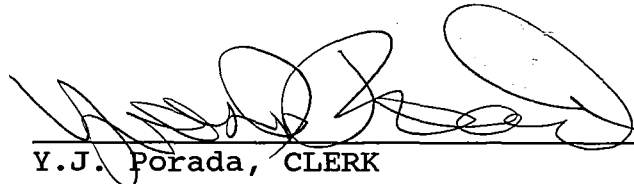
836/93      Moved by Councillor Typusiak, seconded by Councillor Brown that Council RECEIVE letter from Merritt & District Chamber of Commerce, Aug. 6/93 - Provincial Sign Manufacturing Facility and SEND a letter to the Chamber expressing that Council was extremely disappointed that the Chamber had sent a letter to the Minister of Transportation & Highways which stated the Chamber did not support the possibility of a manufacturing facility establishing within the Interior region of the Province. CARRIED

c)      Memo, Aug. 9/93 - Advertising in Nicola Valley Rodeo Program. Dealt with under Item 11. a) 6).

**13. ADJOURNMENT:**      Moved by Councillor Typusiak, seconded by Councillor Brown that the meeting ADJOURN at 9:47 p.m.

CERTIFIED CORRECT:

  
C.R. Norgaard, MAYOR

  
Y.J. Porada, CLERK