

CITY OF MERRITT

MINUTES OF THE REGULAR MEETING OF THE CITY OF MERRITT COUNCIL, TUESDAY, NOVEMBER 23RD, 1993, CIVIC CENTRE CITY HALL, COUNCIL CHAMBERS, 2185 VOGHT STREET, MERRITT, B.C.

1. **PRESENT:**

COUNCIL:

Mayor -	C. Norgaard
Councillors -	R. Typusiak, D. Laird, G. Henderson
Councillors-Elect -	B. Cowan, L. Miller, D. McLean

ADMINISTRATION:

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

MEDIA: Shaw Cable and Merritt News

DELEGATION: Mr. Dave Hatton, Shaw Cable

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., Nov. 23/93.

1184/93 Moved by Councillor Typusiak, seconded by Councillor Henderson that Council ADOPT the Agenda for the Regular Council Meeting of Tues., Nov. 23/93 including the Extra Agenda of Nov. 23/93. **CARRIED**

4. **PUBLIC HEARING:**

Mayor Norgaard called the Public Hearing to order at 7:31 p.m. and read out the statement regarding presentations.

- a) City of Merritt Official Community Plan Amendment Bylaw No. 1415, 1993.
- b) City of Merritt Zoning Amendment Bylaw No. 1416, 1993.

CITY OF MERRITT, REGULAR COUNCIL MEETING, NOV. 23/93

4. PUBLIC HEARING: Cont'd.

The City Planner explained that Bylaw No. 1415 amends the Official Community Plan Bylaw No. 1156, 1987 by changing the land use designation on that part of D.L. 123, DD4612, K.D.Y.D., except Plan 28083 (and 29363) (L0001) from Agricultural to Heavy Industrial. Bylaw No. 1416 amends the Zoning Bylaw No. 1157, 1987 by changing the zoning on the aforementioned property from (AR1) Agricultural to (M2) Heavy Industrial.

Trudy Geill spoke on behalf of her parents, Mr. & Mrs. Mitchell, explaining their request for Aspen Planers to install a buffer between its yard and their home for fire safety purposes only.

The City Planner explained that said buffer is not a requirement of the City Zoning Bylaw, although the City could request a 3 meter setback from the property line for outdoor storage, (includes wood products).

The Mayor called three times for anyone wishing to speak for or against Bylaws No. 1415 and 1416. The only submission received was from Mr. & Mrs. Mitchell as presented on the Extra Agenda, Nov. 23/93.

Mayor Norgaard declared the Public Hearing on Bylaws No. 1415 and 1416 closed at 7:37 p.m.

c) City of Merritt Zoning Amendment Bylaw No. 1418, 1993.

Mayor Norgaard called the Public Hearing to order at 7:38 p.m. on Bylaw No. 1418.

The City Planner explained that Bylaw No. 1418 amends Zoning Bylaw No. 1157, 1987 by adding to DEFINITIONS "Modular Home", relettering the applicable section and adding "Modular Homes" to Permitted Uses under the applicable (R5) Zone.

Diane Stephens, the applicant, explained to Council she had purchased a modular home and because the properties adjacent to her lot consisted of single and double wide mobile homes, she did not see any reason why a modular home would not fit in. The majority of her neighbours did not foresee any problems.

The Mayor called three times for anyone wishing to speak for or against Bylaw No. 1418. It was noted no written submissions were received. Mayor Norgaard declared the Public Hearing closed at 7:40 p.m.

CITY OF MERRITT, REGULAR COUNCIL MEETING, NOV. 23/93

5. PETITIONS/DELEGATIONS:

- a) Shaw Cable, Oct. 22/93 - Presentation of Certificates of Appreciation.

Mr. Dave Hatton made presentation of Certificates of Appreciation as follows:

- a "Director's Award for Volunteer Initiative" for the producers of "The N'Lakapamux Land Question" to Merritt Legal Services and the Nicola Valley Institute of Technology; and
- a "Producer's Award" for the producer of "Gardening in the Nicola Valley" to David O'Brien.

Mr. David Caines, of the Nicola Valley Institute of Technology accepted the Director's Award and Mr. Dave Hatton accepted the Producer's Award on behalf of Mr. O'Brien.

Mayor Norgaard thanked Merritt Legal Services, the Nicola Valley Institute of Technology and Mr. David O'Brien for their efforts.

6. ADOPTION OF THE MINUTES:

- a) Special Council Meeting, Tues., Nov. 2/93.

1185/93 Moved by Councillor Laird, seconded by Councillor Henderson that Council ADOPT the Minutes of the Special Council Meeting, Tues., Nov. 2/93.
CARRIED

- b) Regular Council Meeting, Tues., Nov. 9/93.

1186/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council ADOPT the Minutes of the Regular Council Meeting, Tues., Nov. 9/93.
CARRIED

7. BUSINESS ARISING FROM THE MINUTES: Nil

8. UNFINISHED BUSINESS:

- a) Shaw Cable, Oct. 22/93.

1187/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council RECEIVE the letter from Shaw Cable, Oct. 22/93.
CARRIED

CITY OF MERRITT, REGULAR COUNCIL MEETING, NOV. 23/93

8. UNFINISHED BUSINESS: Cont'd.

- b) Cariboo Thompson-Nicola Library System -
1) Nov. 10/93 - Letter Addressed to Minister of Municipal Affairs -
Chronology of Events, Nov. 1/93 under Separate Cover.

1188/93 Moved by Councillor Henderson, seconded by Councillor Laird that Council RECEIVE letter regarding the Cariboo Thompson-Nicola Library System - Nov. 10/93 Addressed to the Minister of Municipal Affairs and the Chronology of Events, Nov. 1/93. **CARRIED**

1189/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council TABLE the matter of the Cariboo Thompson-Nicola Library System and establishment of a new regional Library Board until the Inaugural Meeting, Mon., Dec. 6/93 pending receipt of reports from the Minister of Municipal Affairs and from the Executive Library Committees of the Cariboo and Thompson-Nicola Regional Districts, and further that the urgency of an early response be STRESSED. **CARRIED**

- 2) Nov. 12/93 - T.N.R.D.

1190/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council RECEIVE letter regarding the Cariboo Thompson-Nicola Library System, Nov. 12/93 - T.N.R.D. **CARRIED**

- c) Memo, Nov. 15/93 - Chewey Cab Company - Motor Carrier/Motor Vehicle Regulations.

1191/93 Moved by Councillor Laird, seconded by Councillor Typusiak that Council RECEIVE Memo, Nov. 15/93 - Chewey Cab Company - Motor Carrier/Motor Vehicle Regulations and SEND a letter supporting the establishment of the Chewey Cab Company in the City of Merritt. **CARRIED**

9. REPORTS:

- a) **Mayor's Reports:**

Mayor Norgaard reported that the "House Identification System for the T.N.R.D. would be completed in 1996, which would hopefully include the installation of the 911 system in the Nicola Valley. Also, the Mayor and Administrator would be meeting the Minister of Transportation & Highways in Victoria, Nov. 29/93 regarding the Merritt Information Centre.

CITY OF MERRITT, REGULAR COUNCIL MEETING, NOV. 23/93

9. REPORTS: Cont'd.

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

Boundary Extension - Councillor Laird

- reported there was a good turnout at the Nov. 2/93 meeting; and
- noted the Committee meeting scheduled for Dec. 9/93 and stated a recommendation would be forthcoming from said meeting.

South Central Union Board of Health - Councillor Laird

- meeting scheduled for Nov. 24/93 with the Facilitator for the new Community Health Boards.

Emergency Services - Councillor Henderson

- meeting scheduled for Dec. 1/93.

- 1) Minutes of the Nicola Valley Aquatic Centre Fundraising Committee Meeting, Tues., Nov. 2/93.

1192/93 Moved by Councillor Henderson, seconded by Councillor Laird that Council RECEIVE Minutes of the Nicola Valley Aquatic Centre Fundraising Committee Meeting, Tues., Nov. 2/93. **CARRIED**

1193/93 Moved by Councillor Laird, seconded by Councillor Henderson that Council REFER the purchase of the used durafirm board and stand from St. George's School at a total installed cost of \$5,000.00, to the 1994 Budget discussions. **CARRIED**

1194/93 Moved by Councillor Laird, seconded by Councillor Typusiak that Council AUTHORIZE the purchase of a plaque for a maximum of \$100.00 for recognition of the medias contributions towards the development of the Nicola Valley Aquatic Centre. **CARRIED**

- 2) Minutes of the Economic Development/Tourism Promotion Commission Meeting, Tues., Nov. 2/93.

1195/93 Moved by Councillor Typusiak, seconded by Councillor Henderson that Council RECEIVE Minutes of the Economic Development/Tourism Promotion Commission Meeting, Tues., Nov. 2/93. **CARRIED**

c) Administration Reports:

- 1) Merritt Information Centre Report, Oct./93.

1196/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council RECEIVE Merritt Information Centre Report, Oct./93. **CARRIED**

CITY OF MERRITT, REGULAR COUNCIL MEETING, NOV. 23/93

9. REPORTS: c) Cont'd.

c) 2) Memo, Nov. 9/93 - Deputy P.E.P. Coordinator.

1197/93 Moved by Councillor Henderson, seconded by Councillor Laird that Council RECEIVE Memo, Nov. 9/93 - Deputy P.E.P. Coordinator and APPOINT Mr. Finlay Sinclair as Deputy P.E.P. Coordinator for the City of Merritt. CARRIED

3) Boundary Restructure - Resolution to Petition Minister of Municipal Affairs (Sunneyview MHP).

1198/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council RESOLVE the following:

WHEREAS the Council of the City of Merritt deems it advisable to extend the boundaries of the said municipality;

AND WHEREAS under the provisions of the Municipal Act, being Chapter 290 of the R.S.B.C. 1979, the Council has given notice of the proposal to extend the area of the municipality;

AND WHEREAS the statutory petition of 30 days has now elapsed and no petition has been received from the electors of the municipality;

THEREFORE BE IT RESOLVED that the Council now petitions the Minister of Municipal Affairs to recommend the Lieutenant-Governor in Council that the area of the City of Merritt be extended to include the following described lands: Lot 1, District Lot 167 and of Section 14, Township 91, Kamloops Division Yale District, Plan 15455, except such undersurface rights as are registered in AFB Vol 7, Fol 486, No. 10694A, (DD 10853).

Lot 2, District Lot 167 and of Section 14, Township 91, Kamloops Division Yale District, Plan 15455, except such undersurface rights as are registered in AFB Vol 7, Fol 486, No. 10694A, (DD 10853).

Lot 3, District Lot 167 and of Section 14, Township 91, Kamloops Division Yale District, Plan 15455, except such undersurface rights as are registered in AFB Vol 7, Fol 486, No. 10694A, (DD 10853). CARRIED

4) U.B.C.M. Meeting with Ministry of Transportation & Highways - Verbal Report.

The Administrator presented his report as follows:

- received an update on the Merritt Information Centre from Mr. Doug Kirk, Regional Manager, Ministry of Transportation & Highways;
- the Ministry has slated reconstruction of the Collettville bridge as a priority in the 1994 budget (approximately \$500,000 allotted annually), possibly a two year project;
- the Coldwater Road Interchange had been slated for 1989, but the Coldwater Band has been stalling on this issue and it does not appear

CITY OF MERRITT, REGULAR COUNCIL MEETING, NOV. 23/93

9. REPORTS: c) 4) Cont'd.

- c) 4) to be interested in discussions at this time;
- regarding the Merritt Information Centre lawsuit, Mr. Kirk was advised of the meeting scheduled between his Minister and the City's Mayor and Administrator; and
- Mr. Kirk agreed that a meeting with all parties should be organized to discuss the short and long term issues outstanding between the Ministry and the City.

1199/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council RECEIVE the Administrator's verbal report regarding the Merritt Information Centre. **CARRIED**

5) Release of In-Camera Motions to the General Public.

1200/93 Moved by Councillor Typusiak, seconded by Councillor Henderson that Council RELEASE Motions No. 1007/93, Oct. 5/93 and 1059/93, Oct. 12/93 to the general public. **CARRIED**

6) Memo, Nov. 18/93 - 1994 Provisional Budget.

1201/93 Moved by Councillor Laird, seconded by Councillor Typusiak that Council RECEIVE Memo, Nov. 18/93 - 1994 Provisional Budget and DIRECT Administration to prepare the 1994 Provisional Budget (excluding Capital and discretionary spending) based on existing service levels. **CARRIED**

10. BYLAWS:

- a) City of Merritt Official Community Plan Amendment Bylaw No. 1415, 1993 - Submitted for Third Reading.

1202/93 Moved by Councillor Laird, seconded by Councillor Typusiak that Council GIVE THIRD READING to "CITY OF MERRITT OFFICIAL COMMUNITY PLAN AMENDMENT BYLAW NO. 1415, 1993". **CARRIED**

- b) City of Merritt Zoning Amendment Bylaw No. 1416, 1993 - Submitted for Third Reading.

1203/93 Moved by Councillor Laird, seconded by Councillor Typusiak that Council GIVE THIRD READING to "CITY OF MERRITT ZONING AMENDMENT BYLAW NO. 1416, 1993". **CARRIED**

CITY OF MERRITT, REGULAR COUNCIL MEETING, NOV. 23/93

10. BYLAWS: Cont'd.

- c) City of Merritt Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 1417, 1993 - Submitted for Reconsideration & Adoption.

1204/93 Moved by Councillor Henderson, seconded by Councillor Typusiak that Council RECONSIDER and ADOPT "CITY OF MERRITT CAPITAL WORKS, MACHINERY AND EQUIPMENT RESERVE FUND EXPENDITURE BYLAW NO. 1417, 1993". **CARRIED**

- d) City of Merritt Zoning Amendment Bylaw No. 1418, 1993 - Submitted for Third Reading.

1205/93 Moved by Councillor Henderson, seconded by Councillor Typusiak that Council GIVE THIRD READING to "CITY OF MERRITT ZONING AMENDMENT BYLAW NO. 1418, 1993". **CARRIED**

- e) City of Merritt 1993 Amended Budget Bylaw No. 1419, 1993 - Submitted for Reconsideration & Adoption.

1206/93 Moved by Councillor Henderson, seconded by Councillor Laird that Council RECONSIDER and ADOPT "CITY OF MERRITT 1993 AMENDED BUDGET BYLAW NO. 1419, 1993". **CARRIED**

11. CORRESPONDENCE:

- a) **Potential Council Responses:**

- 1) Playground Committee, Central Elementary School, Nov. 12/93 - Request for Financial Assistance.

1207/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council REFER letter from Playground Committee, Central Elementary School, Nov. 12/93 - Request for Financial Assistance to the 1994 Budget. **CARRIED**

- 2) Nicola Valley & District Food Bank, Nov. 1/93 - Request for Financial Assistance.

1208/93 Moved by Councillor Typusiak, seconded by Councillor Henderson that Council RECEIVE letter from Nicola Valley & District Food Bank, Nov. 1/93 - Request for Financial Assistance. **CARRIED**

CITY OF MERRITT, REGULAR COUNCIL MEETING, NOV. 23/93

11. CORRESPONDENCE: a) Cont'd.

- a) 3) Nicola Valley Community Futures Association, Nov. 10/93 - Request for a Help Desk and Access to Office Equipment.

1209/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council RECEIVE letter from Nicola Valley Community Futures Association, Nov. 10/93 and GRANT permission for a City staff member to attend at the Economic Summit, Nov. 26/93 Help Desk and have access to City office equipment on said date. **CARRIED**

b) Receive:

- 1) U.B.C.M. -
 - i) Member Release, Nov. 5/93.
 - ii) Nov. 15/93 - Start Manual - See "Reader" File.
- 2) Minister of Municipal Affairs, Nov. 10/93 - 1993 Planning Grant.
- 3) Weyerhaeuser Canada - The Kamloops Energy Recycling Project.
- 4) B.C. Gas Utility Ltd., Nov. 1/93 - Increase and Restructuring of Rates.
- 5) CP Rail System, Nov. 12/93 - Abandoned CP Rail Right of Way - Princeton Subdivision.

1210/93 Moved by Councillor Henderson, seconded by Councillor Laird that Council RECEIVE 11. CORRESPONDENCE b) 1)-5), for information. **CARRIED**

1211/93 Moved by Councillor Typusiak, seconded by Councillor Henderson that Council SEND a letter to the Minister of Municipal Affairs thanking her for the 1993 Planning Grant approvals. **CARRIED**

12. NEW BUSINESS:

- a) Marcus and Minnie Mitchell, Nov. 22/93 - Zoning Amendment Bylaw No. 1416, 1993 - Considered under 4. Public Hearing b).

1212/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council RECEIVE letter from Marcus and Minnie Mitchell, Nov. 22/93 - Zoning Amendment Bylaw No. 1416, 1993. **CARRIED**

CITY OF MERRITT, REGULAR COUNCIL MEETING, NOV. 23/93

12. NEW BUSINESS: Cont'd.

- b) Nicola Valley Aquatic Centre - Operations and Mechanical - Verbal Report - Director of Parks & Recreation.

The Director of Parks & Recreation reported as follows:

- noted that the conclusion of the contractors' meeting of Nov. 11/93 is that most of the mechanical problems being encountered have been resolved;
- should have final completion and all construction items resolved by Christmas;
- the following represents revenues -
 - \$10,000 of paid admissions to date, approximately an average of 300 patrons per day, five private pool rentals have been collected and were successful, Collettville Elementary School has purchased 50 youth passes for rewards, the Royal Bank has purchased \$1,200 worth of passes to offer once per month for twelve months, one hour of "free public swim", commences Nov. 24/93 at 7:30-8:30 p.m.;
- preparations are being made for out-of-town promotions to draw people to Merritt for the Christmas shopping season; and
- the A & W, Canada Cafe and ABC Restaurants have purchased swim passes for promotional purposes.

1213/93 Moved by Councillor Typusiak, seconded by Councillor Laird that Council SEND a letter to the Royal Bank thanking it for its contribution of "free public swims" to the community of Merritt. **CARRIED**

- c) Memo, Nov. 23/93 - 1993 General and School Elections.


1214/93 Moved by Councillor Henderson, seconded by Councillor Laird that Council RECEIVE Memo, Nov. 23/93 - 1993 General and School Elections. **CARRIED**

13. ADJOURNMENT:

1215/93 Moved by Councillor Typusiak, seconded by Councillor Henderson that the meeting TERMINATE at 8:50 p.m.

CERTIFIED CORRECT:


C.R. Norgaard, MAYOR


Y.J. Porada, CLERK