

CITY OF MERRITT

MINUTES FOR THE REGULAR COUNCIL MEETING OF THE CITY OF MERRITT COUNCIL, TUESDAY, JUNE 22 1999, AT 7:30 P.M., CITY HALL COUNCIL CHAMBERS, 2185 VOGHT STREET, MERRITT, B.C.

1. **PRESENT:**

COUNCIL: Mayor - C.Norgaard
Councillors - D.McLean, L.Barr, R.Typusiak, D.Laird, H.McCormack,
R.Sherwood.

STAFF: T.Day, Administrator
S.Gill, Treasurer
D.McTaggart, Engineer
J.Barry, Clerk
J.Johnson, Planner
D.Brandt, Recreation Manager
J.Norburn, Recreation Facilities Manager
B.Harrison, Confidential Secretary
R.Kojima, Development Officer
L.Sanders, Deputy Treasurer

MEDIA: Merritt Herald, NL Radio, Merritt Morning Market

GENERAL PUBLIC: Thirty (30) 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. Amended Agenda, Regular Council Meeting, June 22 , 1999

The Amended Agenda, Regular Council Meeting, June 22, 1999 was adopted by unanimous consent of Council.

4. **ADOPTION OF THE MINUTES/BUSINESS ARISING FROM MINUTES:**

A. Minutes, Regular Council Meeting, June 08, 1999

B. Minutes, Committee of the Whole Meeting, June 15, 1999

The Minutes, Regular Council Meeting, June 08, 1999 and Committee of the Whole Meeting, June 15, 1999 were adopted by unanimous consent of Council.

5. PUBLIC HEARINGS:

Mayor Norgaard called the Public Hearing to order at 7:31 p.m. and read the statement concerning public hearings.

A. City of Merritt Official Community Plan Amendment Bylaw No. 1671, 1999

B. City of Merritt Zoning Amendment Bylaw No. 1672, 1999.

The Planner presented an overview of Bylaws 1671 and 1672 and stated that no submissions have been received regarding these two bylaws.

Mayor Norgaard called three times for anyone wishing to speak for or against the subject bylaws and hearing no one, declared the public hearing for these bylaws closed at 7:38 p.m.

C. City of Merritt Zoning Amendment Bylaw No. 1736, 1999.

The Development Officer reviewed the Zoning Amendment Bylaw for the benefit of Council and stated that no submissions had been received from the public. Mayor Norgaard called three times for anyone wishing to speak for or against the bylaw and hearing no one, declared the public hearing closed at 7:42 p.m.

6. PETITIONS/DELEGATIONS:

A. Sally McLean, June 11, 1999

Ms. McLean explained to Council that she was appealing the termination of her contract with the City and was prepared to comply with the terms of her contract.

327/99 Moved by Councillor Laird that Council EXTEND the time for the presentation by Ms. McLean past the 15 minutes normally allotted. CARRIED

B. G.Prowal, Concerned Citizens' Representative

Ms. Prowal made a presentation on behalf of the Concerned Citizens on the issue of the proposed purchase of land for the expansion of the sewage treatment process.

The presentations to Council were concluded at 8:18 p.m.

7. BYLAWS:

A. City of Merritt Official Community Plan Amendment Bylaw No. 1671, 1999

328/99 Moved by Councillor Laird that Council **GIVE THIRD READING TO CITY OF MERRITT OFFICIAL COMMUNITY PLAN AMENDMENT BYLAW NO. 1671, 1999.** CARRIED

7. BYLAWS: - Cont'd.

- B. City of Merritt Zoning Amendment Bylaw No. 1672, 1999
- 329/99 Moved by Councillor McCormack that Council **GIVE THIRD READING TO CITY OF MERRITT ZONING AMENDMENT BYLAW NO. 1672, 1999.** CARRIED
- 330/99 Moved by Councillor Laird that Council **DIRECT** the Applicant to draft and register a suitably worded Section 219 Covenant prior to final consideration of these bylaws which link the Developer's traffic impact assessment of the traffic improvements required for any improvement related to any development which may occur on the property. CARRIED
- C. City of Merritt Zoning Amendment Bylaw No. 1734, 1999
- 331/99 Moved by Councillor Barr that Council **ADOPT CITY OF MERRITT ZONING AMENDMENT BYLAW NO. 1734, 1999.** CARRIED
- D. City of Merritt Zoning Amendment Bylaw No. 1736, 1999
- 332/99 Moved by Councillor McCormack that Council **GIVE THIRD READING TO CITY OF MERRITT ZONING AMENDMENT BYLAW NO. 1736, 1999.** CARRIED
OPPOSED: Councillor McLean.
- E. City of Merritt Animal Control Amendment Bylaw No. 1741, 1999
- 333/99 Moved by Councillor Barr that Council **ADOPT CITY OF MERRITT ANIMAL CONTROL AMENDMENT BYLAW NO. 1741, 1999.** CARRIED
- F. City of Merritt Traffic Amendment Bylaw No. 1742, 1999
- 334/99 Moved by Councillor McLean that Council **ADOPT CITY OF MERRITT TRAFFIC AMENDMENT BYLAW NO. 1742, 1999.** CARRIED

8. UNFINISHED BUSINESS:

- A. Memo, June 21, 1999 – Fruitstand Sally
- 335/99 Moved by Councillor Sherwood that Council **ALLOW** Ms. McLean to continue to operate her business, Fruitstand Sally, under the same contract terms, making the terms of the contract very clear especially the importance of daily reporting and approval of her product list; **AND THAT** the Mayor and Clerk be authorized to execute the new contract. DEFEATED
OPPOSED: Councillor Typusiak, McCormack, Barr, Mayor Norgaard

MINUTES, CITY OF MERRITT REGULAR COUNCIL MEETING, JUNE 22 , 1999

8. UNFINISHED BUSINESS: - Cont'd.

B. Memo, June 22, 1999 – Skatepark Capital Budget Funding

336/99 Moved by Councillor McCormack that Council AUTHORIZE payment of \$10,000 in the capital budget to the Merritt Community Skate Park Committee subject to:

1. Proof of expenditure
2. Approval of design and construction by the City Building Inspector
3. The elements being moveable.

337/99 Moved by Councillor Barr that Council DEFER a decision on motion 336/99 until after the issue of the funding stipulation on the original motion to” APPROVE the \$10,000 from the 1999 Budget for Skate Park improvements, subject to funding approval from the Vancouver Foundation” is resolved. CARRIED

338/99 Moved by Councillor Barr that Council REMOVE the funding stipulation from the original motion to approve the \$10,000 from the 1999 Budget for skate park improvements. CARRIED

Voting on Motion 336/99 resumed CARRIED

339/99 Moved by Councillor Laird that Council REQUIRE a Skate Park Plan be submitted for approval prior to the beginning of any construction. CARRIED

C. Memo, June 22, 1999 – Agreement to Hire Urban Systems Ltd.

340/99 Moved by Councillor Typusiak that Council ENDORSE the Letter of Agreement with Urban Systems Ltd., with the addition of a monthly report being provided to Council. CARRIED

D. Memo, June 21, 1999 – Expansion of the Merritt Wastewater Treatment Plant

341/99 Moved by Councillor Sherwood that Council RECEIVE the final report titled “City of Merritt – Land Disposal of Treatment Effluent” prepared by Stantec Consulting Inc. for Information. CARRIED

342/99 Moved by Councillor Barr that Council ENDORSE the option to relocate the existing rapid infiltration basins to the Latta property as described in the Stantec Consulting Inc. report. CARRIED

343/99 Moved by Councillor Barr that Council ENDORSE the recommendations contained in the Stantech Consulting Inc. report in Section 6.2 and attached to the report as Appendix “B”. CARRIED

344/99 Moved by Councillor McCormack that Council ASSURE the concerned citizen’s group that the City can abide by all their concerns except number 6 as the distance to the Collett property line will be regulated through Provincial regulations and the City will screen the nearest basin. CARRIED

8. UNFINISHED BUSINESS: - Cont'd.

- E. Memo, June 21, 1999 – Long Term Sewage Treatment and Disposal Plan
- 345/99 Moved by Councillor Barr that Council AUTHORIZE an extension of the Option to Purchase the S.A.L. Properties lands in accordance with the draft Letter of Agreement as presented. CARRIED
- 346/99 Moved by Councillor Laird that Council **GIVE FIRST READING TO CITY OF MERRITT SEWAGE TREATMENT PLANT LAND PURCHASE REFERENDUM BYLAW NO. 1745, 1999.** CARRIED
- 347/99 Moved by Councillor McLean that Council **GIVE SECOND READING TO CITY OF MERRITT SEWAGE TREATMENT PLANT LAND PURCHASE REFERENDUM BYLAW NO. 1745, 1999.** CARRIED
- 348/99 Moved by Councillor McLean that Council **GIVE THIRD READING TO CITY OF MERRITT SEWAGE TREATMENT PLANT LAND PURCHASE REFERENDUM BYLAW NO. 1745,1999.** CARRIED

9. REPORTS:

A. Mayor's Reports:

On July 9th, Interviews for the position of Fire Chief will be undertaken. On June 18th, Mayor Norgaard attended the 5th anniversary of Ashcroft's very successful Twinning Program. Bob Peacock also attended and will be presenting a report to the School District.

B. Liaison and Commission/Committee Reports:

Councillor Sherwood – The parking lot of the Fire Hall is presently being repaved. The mosquito control program is actively underway with the warm, damp weather.

Councillor Laird - The Special Events Committee is busy planning the July 1st Canada Day celebrations and needs Council commitment for the cake cutting at 6:30 p.m. and to participate as MCs during the day. On June 23rd, the next CPAC meeting will be held at City Hall with Councillor Barr volunteering to attend in place of Councillor Laird.

Councillor McCormack – The Economic Development Committee is currently working on their presentation for the Merritt Mountain Music Festival.

Councillor Typusiak – On June 28th, Councillor Typusiak, the City Engineer and Confidential Secretary will be travelling to Kelowna to examine that community's Composting Program.

9. REPORTS:

B. Liaison and Commission/Committee Reports: - Cont'd.

Councillor McLean – Use of the airport appears to be increasing as there were eleven airplanes parked on the tarmac this afternoon. Councillor McLean raised concerns after he discovered at a recent TNRD Meeting that the Eurasian Milfoil Eradication Program has been removed from the Provincial Government's budget.

Councillor Barr – The Local Access Awareness Committee is going to take a break for the summer and will resume meeting on September 16th. A thank you to City Staff was given for the organization efforts for Municipal Awareness Day. Councillor Barr represented the City at the Central Inter Science Council Meeting and presented a report on the Hi-Tech Infrastructure that is available in Merritt.

C. Administration Reports:

1) Requires Council Action:

i. June 10, 1999 – Advertising Contract

349/99 Moved by Councillor Typusiak that a letter be sent to Mr. Stoppler of the Merritt Herald to advise that the City has not provided exclusive advertising to the Merritt Herald and that the City will determine the appropriateness of where to advertise given the nature of the message.

OPPOSED: Councillor Sherwood CARRIED

ii. June 14, 1999 – Development Variance Permit 1999-02 – Collettsville School

350/99 Moved by Councillor Sherwood that Council APPROVE Development Variance Permit DVP1999-02 by resolution subject to approval by the Ministry of Environment, Lands and Parks. CARRIED

Council requested that Mr. Allan James receive a response to his submission regarding DVP1999-02 and that Mr. James be advised to the School District's intention to resolve the drainage issues on the Collettsville School property.

iii. June 14, 1999 – Use of Sidewalks in the Downtown Core

351/99 Moved by Councillor Sherwood that Council ESTABLISH two advisory committees:

1. Committee to review sidewalk business opportunities consisting of:
 - one member of City Council – Councillor Laird
 - one member of the Local Access Awareness Committee
 - three members of the Chamber of Commerce
 - the City Clerk and City Development Officer

9. REPORTS:

C. Administration Reports:

2) Requires Council Action:

iii. June 14, 1999 – Use of Sidewalks in the Downtown Core

Motion 351/99 – Cont'd.

2. Committee to review the entire City Sign Bylaw consisting of:

- one member of City Council – Councillor McLean
- one member of the Local Access Awareness Committee
- three members of the Chamber of Commerce
- the City Planner and Bylaw Services Officer.

CARRIED

iv. June 14, 1999 – Proposed Outputs from the Municipal Officer's Convention

352/99 Moved by Councillor Typusiak that Council ENDORSE the recommendations presented in the June 14, 1999 Memorandum from the City Administrator as an overall strategy to make Local Government more effective.

CARRIED

v. June 15, 1999 – Youth Award of Merritt Proposal

353/99 Moved by Councillor McLean that Council ENDORSE the establishment of a Youth Award of Merritt initiated by the Millennium Projects Committee as presented in the proposal dated June 15, 1999.

CARRIED

vi. June 15, 1999 – Tourist Information Fruitstand Operator

354/99 Moved by Councillor Typusiak that Council APPROVE the Lease Agreement between the City of Merritt and Steve Rice of Farmer Ed's as presented at the June 22, 1999 Council Meeting and that the agreement be prepared for signing by the Mayor and City Clerk.

OPPOSED: Councillors Barr, Laird, and Sherwood.

CARRIED

vii. June 21, 1999 – 1999-2000 Flood Protection Assistance Fund

355/99 Moved by Councillor Laird that Council AUTHORIZE staff to make application for 75% cost-sharing by the Provincial Government for flood protection projects in the following priority:

1. Undertake an Engineering Study to provide an update, assessment and pre-design study of the dyking system along the Nicola River at an estimated cost of \$20,000.
2. Undertake construction of dyking improvements along the Coldwater River in accordance with the report recently completed by Hydroconsult EN3 Services Ltd. in the following priority:
 - A. Dyking in the Spring Island Trailer Park, Voght Park Field, Canford Avenue area at a cost of \$383,000.
 - B. Dyking on the Colletville side of the river and behind the houses along Main Street at a cost of \$206,000.

9. REPORTS:

C. Administration Reports:

3) Requires Council Action:

vii. June 21, 1999 – 1999-2000 Flood Protection Assistance Fund Motion 355/99- Cont'd.

C. Dyking at the Trees, Coldwater and Jic Jac Mobile Home Parks at a cost of \$176,500.

D. Removal of the floodplain embankment at the abandoned railway bridge plus provision for ice storage in agricultural lands upstream of the City at a cost of \$62,000. CARRIED

viii. June 21, 1999 – Damage to the South Corner of the Aquatic Centre

356/99 Moved by Councillor Typusiak that Council SEND a letter to Mr. Osborne to assure him that the City is in the process of repairing the damage to the Aquatic Centre in an efficient and effective manner in cooperation with the Insurance Carrier. CARRIED

4) Receive for Information:

i. Fire Chief's Month-End Report for May, 1999

ii. Building Permits, May, 1999

10. CORRESPONDENCE:

A. Potential Responses:

1. UBCM, May 21, 1999 – Provincial Budget Review Panel

2. Regional Municipality of Durham, May 28, 1999

357/99 Moved by Councillor Barr that Council ENDORSE the resolution initiated by the Regional Municipality of Durham regarding taxation issues for the entertainment industry, which will be presented to the Federation of Canadian Municipalities for support. CARRIED

3. CFDC, June 2, 1999 – Extension of Lease

358/99 Moved by Councillor McLean that Council ENTER into an extension of the lease of office space at 2185B Voght Street with the Community Futures Development Centre for the period July 1, 1999 until March 31, 2000 with rent to remain at a rate of \$2,600.00 per month plus GST. CARRIED

4. Ministry of Municipal Affairs- June 4, 1999 – Water and Sewer Planning Grants

Council requested a letter of thanks be sent to the Ministry of Municipal Affairs for the approval of the Water and Sewer Planning Grants.

10. CORRESPONDENCE:

A. Potential Responses: - Cont'd.

5. Okanagan Mainline Municipal Association, June 9, 1999
- Regional District Legislation

359/99 Moved by Councillor Barr that Council APPROVE expenses for one member of Council and one staff member to attend the OMMA Regional District Legislation Seminar in Kelowna on July 7, 1999. **CARRIED**

6. Merritt Ambassador Society
i. June 17, 1999 – Request for waiving of Arena Fees
ii. June 17, 1999 – Permission for parade route

360/99

Moved by Councillor Typusiak that Council :

1. ADVISE the Merritt Ambassador Society that all arena revenues are collected and retained by the Arena Contractor; and
2. That any Council assistance would necessitate a grant-in-aid; and
3. That Grants-in aid are awarded in January in accordance with City Policy and that there are no additional grant-in-aid funds provided for in the budget; and
4. that Council APPROVE the July 10, 1999 parade route in conjunction with the Youth Ambassador Coronation Ceremonies. **CARRIED**

B. Receive for Information:

1. UBCM
i. May 18, 1999 – Small Community & Electoral Area Representative Elections Survey
ii. May 20, 1999 – Federal Trade Negotiations and Impacts on Local Governments
iii. June 9, 1999 – Liquor Policy Changes
2. Ministry of Municipal Affairs
i. June 4, 1999 – Homeowner Protection Guide
ii. June 4, 1999 – Local Government Grants
3. Ministry of Forests, June 9, 1999 – Community Forest Pilot Sites
4. Ministry of Employment and Investment
i. June 10, 1999 – Infrastructure Works Program
ii. June 17, 1999 – End to Gaming Expansion
5. Ministry of Attorney General, June 14, 1999
- Surich Liquor Policy Review

10. **CORRESPONDENCE:**

B. **Receive for Information:** - Cont'd.

6. Federation of Canadian Municipalities, June 15, 1999
- Call for Resolutions
7. Kenneth Hauser, June 18, 1999 – Legal Judgement

11. **NEW BUSINESS:** Nil.

12. **ADJOURNMENT:**

361/99 Moved by Councillor Typusiak that Council TERMINATE the Regular Council Meeting at 10:10 p.m. CARRIED

CERTIFIED CORRECT:


C.R.Norgaard, MAYOR


J.E.Barry, CLERK