

CITY OF MERRITT

MINUTES FOR THE REGULAR COUNCIL MEETING OF THE CITY OF MERRITT COUNCIL, TUESDAY, DECEMBER 14, 1999, AT 7:00 P.M., CITY HALL COUNCIL CHAMBERS, 2185 VOGHT STREET, MERRITT, B.C.

1. PRESENT:

COUNCIL: Mayor R.H. Baird
Councillors, L. Barr, G. Cavaliere, R. Gage, H. Kroeker,
E. Reimer, R. Sherwood

STAFF: T. Day, Administrator
H. Osachoff, Treasurer
D. McTaggart, Engineer
R. Kojima, Development Officer
J. Norburn, Recreation Facilities Manager
D. Brandt, Recreation Manager
C. Bacon, Confidential Secretary
J. Barry, City Clerk

MEDIA: Merritt Herald, NL Radio

PUBLIC: 6 members of the public.

2. CALL TO ORDER:

Mayor Baird called the meeting to order at 7:02 p.m.

3. ADOPTION OF THE AGENDA:

A. Agenda, Regular Council Meeting, December 14, 1999.

605/99 Moved by Councillor Kroeker THAT Council adopt the Agenda, Regular Council Meeting, December 14, 1999. CARRIED

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

A. Minutes, Regular Council Meeting, November 23, 1999.

606/99 Moved by Councillor Barr THAT Council adopt the Minutes, Regular Council Meeting, November 23, 1999. CARRIED

MINUTES, CITY OF MERRITT REGULAR COUNCIL MEETING, DECEMBER 14, 1999

B. Minutes, Inaugural Meeting of Council, December 6, 1999.

607/99 Moved by Councillor Sherwood, THAT Council adopt the Minutes, Inaugural Meeting of Council, December 6, 1999. CARRIED

608/99 Moved by Councillor Sherwood THAT Council amend the Minutes, Inaugural Meeting of Council, December 6, 1999 by adding "the Honourable H. Lali, MLA was present at the Inaugural Meeting to congratulate the new Mayor and Council and presented pins" under 5. PRESENTATIONS. CARRIED

The order of the Agenda was modified to accommodate the Public Hearing, which had been advertised to commence at 7:30 p.m.

6. **PETITIONS/DELEGATIONS:** Nil.

7. **BYLAWS:**

C. Aquatic Centre Fees and Charges; Recreation Facilities Manager's November 2, 1999 Memorandum; Recreation Facilities Manager's October 27, 1999 Memorandum; Recreation Manager's December 6, 1999 Memorandum.

1. City of Merritt Community Recreation Facilities Rental Rates Amendment Bylaw No. 1758, 1999.

609/99 Moved by Councillor Reimer THAT Council give FIRST READING to City of Merritt Community Recreation Facilities Rental Rates Amendment Bylaw No. 1758, 1999. CARRIED

610/99 Moved by Councillor Sherwood THAT Council give SECOND READING to City of Merritt Community Recreation Facilities Rental Rates Amendment Bylaw No. 1758, 1999. CARRIED

611/99 Moved by Councillor Barr THAT Council give THIRD READING to City of Merritt Community Recreation Facilities Rental Rates Amendment Bylaw No. 1758, 1999. CARRIED

D. Provisional Budget Bylaw – Year 2000; Treasurer's December 8, 1999 Memorandum.

1. City of Merritt 2000 Provisional Budget Bylaw No. 1759, 1999.

612/99 Moved by Councillor Sherwood THAT Council give FIRST READING to City of Merritt 2000 Provisional Budget Bylaw No. 1759, 1999. CARRIED

MINUTES, CITY OF MERRITT REGULAR COUNCIL MEETING, DECEMBER 14, 1999

- 613/99 Moved by Councillor Reimer THAT Council give SECOND READING to City of Merritt 2000 Provisional Budget Bylaw No. 1759, 1999. CARRIED
- 614/99 Moved by Councillor Sherwood THAT Council give THIRD READING to City of Merritt 2000 Provisional Budget Bylaw No. 1759, 1999. CARRIED

8. UNFINISHED BUSINESS: Nil.

9. REPORTS:

A. Mayor's Reports:

Mayor Baird advised that he had attended the Collettsville/Voght Parks Planning Meeting, Thompson-Nicola Regional District Inaugural Meeting and the Nicola Dam Advisory Meeting.

B. Liaison and Commission/Committee Reports:

ADMINISTRATION AND FINANCE: Councillor Reimer – Nil.

HUMAN RESOURCES AND YOUTH ADVISORY: Councillor Sherwood indicated that he had met with Cheryl McDonald and will attend the next monthly meeting of the Child and Youth Committee on January 18th. He also advised that the youth at the Teen Centre will be recycling old telephone directories and residents are able to drop the books off at the recycling bin next to the Civic Centre.

PROTECTIVE SERVICES: Councillor Gage advised that he had attended the Community Policing Committee Meeting which included a discussion on the Auxiliary Constable Program and closure of the RCMP Training Centre. The next Meeting is March 8, 2000.

ECONOMIC DEVELOPMENT AND PLANNING: Councillor Kroeker stated that he would be meeting with the Economic Development Director of the Lower Nicola Indian Band shortly after January 6th.

RECREATION AND CIVIC PROPERTIES: Councillor Cavaliere advised that he had attended the Collettsville/Voght Parks Planning Meeting.

PUBLIC WORKS: Councillor Sherwood advised that he attended the meeting on December 13, 1999 regarding Dyking behind Main Street along the Coldwater River. He also mentioned the lighting on Juniper and Maxwell; crews attended several water leaks; addition of new water services; sewer connection at M L Brown property; new hydrant at Collettsville School; cleaning catch basins downtown; new sludge pump and that crews are continuing grading shoulders. He also advised that Joe Post was elected as a Director for the Thompson-Nicola Regional District and that Deborah Merrick, Librarian received a 15-year Service Award from the TNRD.

Mayor Baird suspended discussion on Liaison and Commission/Committee Reports to accommodate the scheduled Public Hearing.

5. PUBLIC HEARINGS:

Mayor Baird called the Public Hearing to order at 7:30 p.m. and read the statement concerning public hearings.

- A. City of Merritt Official Community Plan Amendment Bylaw No. 1756, 1999.
- B. City of Merritt Zoning Amendment Bylaw No. 1757, 1999.

The Development Officer presented an overview of Bylaws No. 1756 and No. 1757.

- 1. Tom McDonagh of 2108 Cleasby Street spoke in favor of the proposed bylaws.
- 2. Chief Gordon Antoine of the Coldwater Indian Band spoke in favor of the bylaws and advised he would answer any questions that Council might have.

- C. City of Merritt Zoning Amendment Bylaw No. 1748, 1999.

The Development Officer presented an overview of City of Merritt Zoning Amendment Bylaw No. 1748, 1999.

Mayor Baird called three times for anyone wishing to speak for or against the bylaw and hearing no one, declared the Public Hearing closed at 7:45 p.m.

7. BYLAWS:

- A. Official Community Plan Amendment Bylaw No. 1756, 1999, Zoning Amendment Bylaw No. 1757, 1999, Nicola Native Lodge Society.
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- 1. City of Merritt Official Community Plan Amendment Bylaw No. 1756, 1999.

615/99 Moved by Councillor Sherwood THAT Council give THIRD READING TO City of Merritt Official Community Plan Amendment Bylaw No. 1756, 1999.

CARRIED

- 2. City of Merritt Zoning Amendment Bylaw No. 1757, 1999.

616/99 Moved by Councillor Kroeker THAT Council give THIRD READING TO City of Merritt Zoning Amendment Bylaw No. 1757, 1999.

CARRIED

B. City of Merritt Zoning Amendment Bylaw No. 1748, 1999.

617/99 Moved by Councillor Sherwood THAT Council give THIRD READING TO City of Merritt Zoning Amendment Bylaw No. 1748, 1999. CARRIED

9. REPORTS:

Mayor Baird resumed the discussion on Liaison and Commission/Committee Reports.

B. Liaison and Commission/Committee Reports:

ACCESS AWARENESS COMMITTEE: Councillor Barr attended the December 9th meeting which included discussion on the snow removal project. She advised that the next meeting of the Access Awareness Committee will be held on February 3rd 2000. She also attended the final meeting of the Community Action Team for the Value Added Sector of the Forestry Industry.

EMERGENCY MEASURES COMMITTEE: Nil.

COMMUNITY JUSTICE CENTRE BOARD: Councillor Barr – Nil.

ENVIRONMENTAL ADVISORY COMMITTEE: Councillor Reimer – Nil.

CHAMBER OF COMMERCE/SIDEWALK BUSINESS OPPORTUNITIES: Councillor Gage advised that the next Chamber of Commerce Meeting will be on Thursday December 16, 1999 at 7 a.m.

AIRPORT ADVISORY COMMITTEE: Councillor Sherwood – Nil.

SIGN BYLAW REVIEW COMMITTEE: Councillor Cavaliere advised that a date will be set early in January.

TOURISM ADVISORY COMMITTEE: Councillor Kroeker advised that he has contacted the Tourism Advisory Committee and a meeting date will be set in the New Year.

CRITICAL INCIDENT STRESS MANAGEMENT STEERING COMMITTEE: Councillor Barr advised that she will be meeting with Bonnie Cowan on December 15, 1999.

NICOLA DAM ADVISORY COMMITTEE: Mayor Baird attended the meeting held last week.

COMMUNITY HEALTH AND SENIORS ADVISORY: Councillor Barr – Nil.

C. Administration Reports:

1) Requires Council Action:

- i) Water Service to Lot 7, Plan 15455, and DL 167 Merritt BC Congregation of Jehovah's Witnesses; Engineer's December 6, 1999 Memorandum.
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618/99

Moved by Councillor Barr THAT Council authorizes staff to permit Lot 7, Plan 15455, DL 167 to connect to the municipal water supply subject to the conditions outlined in this report; AND THAT Council approve the City entering into a water servicing agreement that makes provisions for the conditions outlined in this report.

CARRIED

- ii) Notice of New Procedure Bylaw Consideration; City Clerk's December 7, 1999 Memorandum.
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619/99

Moved by Councillor Sherwood THAT Council give Notice that a new Procedure Bylaw incorporating changes required by Bill 88 will be considered at the December 21, 1999 regular Council meeting; AND THAT Administration be directed to prepare a New Procedure Bylaw.

CARRIED

- iii) Resolution Re: Bankers and Signing Officers; City Clerk's December 8, 1999 Memorandum.
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620/99

Moved by Councillor Reimer THAT Harry Osachoff, the Treasurer of the City of Merritt (the "corporation"), be and is hereby authorized for and on behalf of the corporation to negotiate with, deposit with, or transfer to THE ROYAL BANK OF CANADA (the "Bank"), for credit to the corporation's account only all or any cheques and other orders for the payment of money, and for that purpose to endorse the same on behalf of the corporation either in writing or by rubber stamp.

THAT all cheques of the corporation be drawn in the name of the corporation and be signed on its behalf by any one of Harry Osachoff, Treasurer; or Joe Barry, City Clerk; or Tom Day, Administrator; and signed/countersigned by any one of Bob Baird, Mayor; or Elmer Reimer, Councillor; or Ron Sherwood, Councillor.

THAT Tom Day, Administrator or Harry Osachoff, Treasurer be and is/are hereby authorized for and on behalf of the corporation from time to time to receive from the said Bank a statement of the account of the corporation together with all relative vouchers and

all unpaid bills lodged for collection by the corporation and all items returned unpaid and charged to the account of the corporation, and to sign and deliver to the Bank the Bank's form of verification, settlement of balance and release.

THAT Tom Day, Administrator or Harry Osachoff, Treasurer be and is/are hereby authorized for and on behalf of the corporation to obtain delivery from the Bank of all or any stocks, bonds and other securities held by the Bank in safekeeping or otherwise for the account of the corporation and to give valid and binding receipts therefor.

THAT this resolution be communicated to the Bank and remain in force until written notice to the contrary shall have been given to the Manager for the time being of the branch of the Bank at which the account of the corporation is kept, and receipt of such notice duly acknowledged in writing. CARRIED

- iv) Lions Tot Lot; Recreation Manager's December 3, 1999 Memorandum.
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621/99

Moved by Councillor Barr THAT Council direct staff to proceed with the planning process involved with relocating the Lions Tot Lot Playground. CARRIED

- v) SkatePark Gate Closure; Recreation Manager's December 3, 1999 Memorandum.
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622/99

Moved by Councillor Sherwood THAT City Council continue to regulate the hours of SkatePark operation as set out in the regulations adopted by Council at the June 30, 1998 Regular Council Meeting, and so advise Tim McClure, Chairman of the Merritt Community SkatePark Committee, notifying the Committee of Council's decision, rationale to the decision and the decision making process. CARRIED

- vi) Rotary Park Redevelopment; Recreation Manager's December 6, 1999 Memorandum.
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623/99

Moved By Councillor Kroeker THAT City Council approve the proposed Rotary Park Redevelopment Plan as presented by the Recreation Manager without the addition of Decorative Lights on the pathways; AND FURTHER THAT the Recreation Manager arrange a meeting with residents; AND THAT Council support the

setback relaxation to the Ministry of Environment for the location of the Band Shell; AND FURTHER THAT Council initiate a Development Variance Permit Application to vary the Zoning Bylaw provisions for minimum setbacks to the natural boundary of the Nicola River; AND FURTHER THAT City Council approve the request from the Rotary Club for assistance by the City by providing the equipment to carry out such improvements such as ditching and excavating and that Council allocate \$2,000.00 in the 2000 Capital Budget to complete the work AND FURTHER THAT City Council direct staff to negotiate a new maintenance agreement between the Merritt Rotary Club and the City of Merritt for general park maintenance, specific maintenance to the water park, and for the use, rate structure and maintenance of the Band Shell.

CARRIED

- vii) Coldwater River Dyke Upgrading, Phase 1; City Engineer's December 9, 1999 Memorandum.
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624/99

Moved by Councillor Sherwood THAT Council award the construction of the Coldwater River Dyke Upgrading, Phase I to H and M Excavating Ltd., in accordance with the unit prices submitted for a total amount of approximately \$294,117.11 including GST,

CARRIED

625/99

Moved by Councillor Sherwood THAT Council authorize the Mayor and Clerk to execute the agreement dated November 1999 between H and M Excavating Ltd. and the City of Merritt.

CARRIED

2) Receive for Information:

- i) 1999 General Local Election Results; City Clerk's December 7, 1999 Memorandum.
- ii) Sewage Treatment Plant – Inflow Reduction; Engineer's November 25, 1999 Memorandum.
- iii) Meeting with Recreation Commission; Administrator's December 2, 1999 Memorandum.
- iv) Building Permits Report for the month ending November 1999.

The four items listed above were received as information only.

10. CORRESPONDENCE:

A. Potential Responses:

1. Letter from J.C. Magrath, Canadian Ex-Servicemen's Remembrance Society, dated November 25, 1999.
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626/99 Moved by Councillor Reimer THAT Council support in principle the Memorial/Monument to be built by the Canadian Ex-Servicemen's Remembrance Society on the outskirts of Merritt.

OPPOSED: Councillor Sherwood CARRIED

2. Seminars in Local Government Decision Making for Newly Elected Officials; Memorandum October 20, 1999.
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The above item was received as information only.

3. 2000 Pitch-in Canada Week, May 1-7 Letter October 11, 1999.

627/99 Moved by Councillor Sherwood THAT Council support the Pitch-in Canada Week Campaign with a donation of \$125.00.

OPPOSED: Councillors Barr, Cavaliere, Kroeker, Gage, Reimer,
Sherwood DEFEATED

4. Logan Lake Polar Carnival, letter from District of Logan Lake, November 3, 1999.
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628/99 Moved by Councillor Barr THAT Council support the attendance of any member of Council at the Logan Lake Polar Carnival February 4, 2000.

CARRIED

5. Thompson-Nicola Regional District Regional Growth Strategy, letter November 25, 1999 from TNRD.
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629/99 Moved by Councillor Kroeker THAT Council support in principle the goals, policies and cooperative vision of the Draft Strategy of the Thompson-Nicola Regional District Regional Growth Strategy. CARRIED

6. Okanagan Mainline Municipal Association letter dated November 30, 1999.
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630/99 Moved by Councillor Kroeker THAT Council nominate Mayor Baird for the vacancy on the OMMA Executive. CARRIED

7. Hospitality Industry Standing Committee on Indoor Air Quality letter dated November 30, 1999.
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631/99 Moved by Councillor Sherwood THAT Council send a letter of support to the BC Hospitality Industry Standing Committee on Indoor Air Quality.
OPPOSED: Councillors Barr, Cavaliere, Reimer, Gage, Kroeker,
DEFEATED

8. Giselle Strodl, letter dated December 7, 1999.
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632/99 Moved by Councillor Gage THAT Council consider Giselle Strodl's requests in their Budget deliberations. CARRIED

9. Federation of Canadian Municipalities, Call for Resolutions, November 25, 1999 letter.
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633/99 Moved by Councillor Barr THAT any Councillor who has a recommendation for a Resolution to the Federation of Canadian Municipalities provide that information to the City Clerk for Council to consider prior to the June 25, 2000 submission deadline.
OPPOSED: Councillor Sherwood CARRIED

10. Nicola Valley Inter-Cultural Committee, December 8, 1999 letter.
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634/99 Moved by Councillor Sherwood THAT Council direct Staff to send a letter to the Nicola Valley Inter-Cultural Committee in support of their application for funds from Heritage Canada. CARRIED

B. Receive for Information:

1. Lower Nicola Indian Band, letter dated December 1, 1999.
2. B.C. Gas Utility Ltd., letter dated November 26, 1999.
3. Gordon Campbell, MLA, Leader of the Official Opposition, letter dated November 25, 1999.
4. Deregulation of the Canadian Passenger Bus Industry, Ministry of Transportation and Highways, letter dated November 12, 1999.
5. 1999 Mosquito Control Program Summary Report, D.G. Regan and Associates Ltd., letter dated November 25, 1999.

The above five items were received as information only.

6. Ministry for Children and Families, letter dated December 3, 1999.

635/99 Moved by Councillor Barr THAT Council respond again to Lois Boone, Minister, Ministry for Children and Families putting forth our emphasis on local services being made available in Merritt and not just in the City of Kamloops. CARRIED

11. NEW BUSINESS:

636/99 Moved by Councillor Sherwood THAT the matter of dyking behind Main Street along the Coldwater River be added to the Agenda under New Business. CARRIED

637/99 Moved by Councillor Sherwood THAT Council instruct administration to have Stantec Consulting Ltd. undertake a design for dyking at the rear of Main Street properties adjacent to Coldwater River at a cost of up to \$3500 (thirty-five hundred dollars); AND THAT the design be forwarded to the Federal Department of Fisheries and Oceans and the Provincial Ministry of Environment, Lands and Parks for their approvals to proceed with the works. CARRIED

638/99 Moved by Councillor Kroeker THAT the Media present tonight be invited to speak to Council; AND THAT the New Procedural Bylaw include a section entitled Media Question Period. CARRIED

Al Clarke, NL Radio requested comments on a few topics.

12. ADJOURNMENT TO IN-CAMERA:

1. Adjournment to In-Camera Motion; December 14, 1999.

639/99 Moved by Councillor Kroeker THAT Council deems it necessary to close this meeting to the public in order to deal with the following items In-Camera:

- A) Minutes, Special In-Camera Council Meeting, November 23, 1999.
- B) Employee Negotiations.
- C) Potential litigation affecting the City;

AND THAT this meeting be adjourned at 9:23 p.m. for five minutes to resume in the Boardroom of City Hall. CARRIED

MINUTES, CITY OF MERRITT REGULAR COUNCIL MEETING, DECEMBER 14, 1999

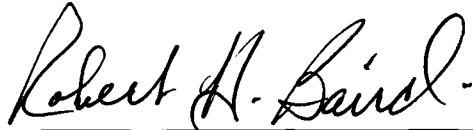
MEETING ADJOURNED: 9:23 P.M.

MEETING RESUMED IN-CAMERA: 9:35 P.M.

(In-Camera portion of minutes kept separately)

MEETING TERMINATED: 10:26 P.M.

CERTIFIED CORRECT:



Robert H. Baird, MAYOR



J.E. Barry, CLERK