

**THE CORPORATION OF THE CITY OF GRAND FORKS
AGENDA – REGULAR MEETING**

**Monday October 6th, 2014, 7:00pm
6641 Industrial Parkway (old Canpar Office)**

	<u>ITEM</u>	<u>SUBJECT MATTER</u>	<u>RECOMMENDATION</u>
1.	<u>CALL TO ORDER</u>		
	a) The Mayor called the meeting to order at 7:00pm		
2.	<u>ADOPTION OF AGENDA</u>		
	a) Adopt agenda	October 6th, 2014	THAT Council adopt the October 6th, 2014, agenda as presented
3.	<u>MINUTES</u>		
	a) Adopt the Special Meeting to go In-Camera minutes Minutes - Special Meeting to go In-Camera - Sept 15th.pdf	September 15th, 2014	THAT Council adopt the September 15th, Special Meeting to go In-Camera minutes as presented.
	b) Adopt the Regular Meeting minutes Minutes - Regular Meeting - Sept 15th.pdf	September 15th, 2014	THAT Council adopts the September 15th, 2014, Regular Meeting Minutes as presented.
4.	<u>REGISTERED PETITIONS AND DELEGATIONS</u>		
5.	<u>UNFINISHED BUSINESS</u>		
6.	<u>REPORTS, QUESTIONS AND INQUIRIES FROM MEMBERS OF COUNCIL (VERBAL)</u>		
	a) Corporate Officers Report Council.pdf	Verbal Reports of Council	THAT all reports of members of Council, given verbally at this meeting, be received.
7.	<u>REPORT FROM COUNCIL'S REPRESENTATIVE TO THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY</u>		
	a) Corporate Officers Report RDKB.pdf	RDKB Representatives verbal report	THAT the Mayor's report on the activities of the Regional District of the Kootenay

Boundary, given verbally at this meeting be received.

8. **RECOMMENDATIONS FROM STAFF FOR DECISIONS**

- a) Manager of Development and Engineering
[Memo to Council Re Status of West Side Fire Protection Project.pdf](#)

Status and next steps of the West Side Fire Protection Project

THAT Council receive the report from the Manager of Development and Engineering regarding the status and next steps of the West Side Fire Protection Project.

9. **REQUESTS ARISING FROM CORRESPONDENCE**

10. **INFORMATION ITEMS**

- a) Mural Committee
[Summ of Info - Mural Committee Request.pdf](#)

Revised budget from the Mural Committee.

THAT Council receive the request from the Mural Committee for discussion and decision.

- b) Boundary Country Regional Chamber of Commerce
[Summ. of Info. - Open for Business award letter BCRCC.pdf](#)

Letter of congratulations on the Open for Business award

Receive for Information

- c) Canadian Bureau for International Education
[Summ. of Info. - Can. Bureau for International Education Thank You.pdf](#)

Thank you to the City for continued support of the Canada-Brazil Scholarship Program and hosting of Students

Receive for Information

- d) Ralph White - President of the Seniors Centre
[Summ. of Info. - Senior's Center Request for Event Sponsorship.pdf](#)

Request for sponsorship of a Thanksgiving Dinner for Grand Forks Seniors.

Receive for information and discussion

11. **BYLAWS**

- a) Chief Financial Officer
[RFD - CFO - 2015 Permissive Tax Exemption Bylaw 2004 - adoption.pdf](#)

2015 Annual Tax Exemption Bylaw No. 2004

THAT Council give final reading to Bylaw No. 2004 - 2015 Permissive Tax Exemptions.

- b) Manager of Building Inspection and Bylaw Services
[RFD - Mgr Bldg Insp & Bylaw Serv. - Noise Control Bylaw Amendment.pdf](#)

Noise Control Bylaw Amendment

THAT Council direct staff to include 5 (i) an amendment to include the Industrial Operations within the exclusions section of this

Bylaw as previously presented;
AND FURTHER that Council determines to give final reading to Bylaw 1963-A1, an amendment to the Noise Control Bylaw at the October 6th, 2014, Regular Meeting of Council.

- c) Manager of Development and Engineering
[RFD Mgr Dev & Eng - WD Emcon Rd Closure Bylaw - Third Reading.pdf](#)

To close that portion of unnamed, undeveloped road traversing Lot 1 and Lot, District Lot 534, S.D.Y.D., Plan KAP73069 located between Sagamore Road and 2nd Street.

THAT Council gives Bylaw 2002, being the Sagamore Road and 2nd Street Road Closure Bylaw, third reading.

- d) Manager of Operations
[RFD - Man of Op's - Electrical utility Repeal Bylaw.pdf](#)

Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014

THAT Council approve Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014 and give the bylaw first and second readings.

- e) Manager of Operations
[RFD - Man of Op's - Elect. Utility Bylaw.pdf](#)

Electrical Utility Regulatory Bylaw No. 1975, 2014

THAT Council approve Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014 and give first and second readings.

12. **LATE ITEMS**

13. **QUESTIONS FROM THE PUBLIC AND THE MEDIA**

14. **ADJOURNMENT**

THE CORPORATION OF THE CITY OF GRAND FORKS

SPECIAL MEETING OF COUNCIL
MONDAY, SEPTEMBER 15TH, 2014

PRESENT:

MAYOR BRIAN TAYLOR
COUNCILLOR BOB KENDEL
COUNCILLOR NEIL KROG
COUNCILLOR PATRICK O'DOHERTY
COUNCILLOR GARY SMITH
COUNCILLOR CHER WYERS

CORPORATE OFFICER
CHIEF FINANCIAL OFFICER
MANAGER OF DEVELOPMENT & ENGINEERING
DEPUTY CORPORATE OFFICER

D. Heinrich
R. Shepherd
S. Bird
S. Winton

GALLERY

CALL TO ORDER

- a) The Mayor called the meeting to order at 1:30pm
-
-

IN-CAMERA RESOLUTION

Resolution required to go into an In-Camera meeting

- a) Adopt resolution as per section 90 as follows:

MOTION: SMITH / O'DOHERTY

RESOLVED THAT COUNCIL CONVENE AN IN-CAMERA MEETING AS OUTLINED UNDER SECTION 90 OF THE COMMUNITY CHARTER TO DISCUSS MATTERS IN A CLOSED MEETING WHICH ARE SUBJECT TO SECTION 90(1)(e), ACQUISITION, DISPOSITION OF EXPROPRIATION OF LAND OR IMPROVEMENTS THAT COULD REASONABLY BE EXPECTED TO HARM THE INTERESTS OF THE MUNICIPALITY; AND TO SECTION 90 (1) (j) INFORMATION THAT IS PROHIBITED, OR INFORMATION THAT IF IT WERE PRESENTED WOULD BE PROHIBITED, FROM DISCLOSURE UNDER SECTION 21 UNDER THE FREEDOM OF INFORMATION AND PROTECTION OF PRIVACY ACT.

BE IT FURTHER RESOLVED THAT PERSONS, OTHER THAN MEMBERS, OFFICERS, OR OTHER PERSONS TO WHOM COUNCIL MAY DEEM NECESSARY TO CONDUCT CITY BUSINESS, WILL BE EXCLUDED FROM THE IN-CAMERA MEETING.

CARRIED.

LATE ITEMS

ADJOURNMENT

a) The Mayor adjourned the meeting at 1:31pm

MOTION: O'DOHERTY

RESOLVED THAT THE MEETING WAS ADJOURNED AT 1:31PM

CARRIED.

CERTIFIED CORRECT:

MAYOR BRIAN TAYLOR

DEPUTY CORPORATE OFFICER –
SARAH WINTON

THE CORPORATION OF THE CITY OF GRAND FORKS

REGULAR MEETING OF COUNCIL
MONDAY, SEPTEMBER 15TH, 2014

PRESENT: MAYOR BRIAN TAYLOR
COUNCILLOR BOB KENDEL
COUNCILLOR NEIL KROG
COUNCILLOR PATRICK O'DOHERTY
COUNCILLOR GARY SMITH
COUNCILLOR CHER WYERS

CORPORATE OFFICER
CHIEF FINANCIAL OFFICER
MANAGER OF DEVELOPMENT & ENGINEERING
DEPUTY CORPORATE OFFICER
MANAGER OF OPERATIONS

D. Heinrich
R. Shepherd
S. Bird
S. Winton
R. Huston

GALLERY

CALL TO ORDER

- a) The Mayor called the meeting to order at 7:00pm
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-

ADOPTION OF AGENDA

- a) Adopt agenda
September 15th, 2014, Regular Meeting Agenda
The Mayor amended the agenda to move the Electrical Utility Regulations Amendment Bylaw No. 1543-R, 2014 and Electrical Utility Regulations Bylaw No. 1975, 2014 to the beginning of the meeting. He also stated that Council will open the floor to questions with regard to the Electrical Utility Regulations Bylaw.

MOTION: Smith / Kendel

RESOLVED THAT Council adopt the September 15th, 2014, Regular Meeting agenda as amended.

CARRIED.

MOTION: SMITH / KENDEL

RESOLVED THAT Council allow questions from the floor with regard to the Electrical Utility Regulations Amendment Bylaw No. 1543-R, 2014 and Electrical Utility Regulations Bylaw No. 1975, 2014.

PROPOSED BYLAWS FOR DISCUSSION

- a) Electrical and Electronics Engineer & Manager of Operations
Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014

The Electrical Engineer reviewed revisions and new additions to the bylaws proposed as a & b with regard to:

- definitions
- clarity for meter locations and supply voltages offered
- A net metering service was added to accommodate residents wanting to install solar PV systems and both purchase and sell energy to the electrical grid
- the definition of rates for common service connections to provide clarity to customers around service fees
- various wording revisions to reflect the current practices of most electric utilities

The Mayor advised that a homeowner who generates this power is responsible for the costs of installing the power in their homes.

Roxanna Bolton:
spoke with regard to the:

- Cost of \$150.00 of a Bi-directional meter
- Fortis and BC Hydro both offer bidirectional metering

Mr. Love spoke with regard to:

- the amount of power that Ms. Bolton was hoping to generate.
- the measurement system - KVA vs KW

Mr. Peter Metheson
spoke with regard to:

- net metering

MOTION: O'DOHERTY / SMITH

RESOLVED THAT Council receive the Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014 and refer the bylaw to the Regular Meeting of Council scheduled for October 6th, 2014, for first, second and third readings.

CARRIED.

-
- b) Electrical and Electronics Engineer & Manager of Operations
Electrical Utility Regulatory Bylaw No. 1975, 2014

MOTION: SMITH / KENDEL

RESOLVED THAT Council receive the introduction of the new Electrical Utility Regulatory Bylaw No. 1975, 2014 and refer the Bylaw to the Regular Meeting of Council scheduled for October 6th, 2014, for first, second and third readings.

CARRIED.

-
- c) Ms. Donna Semenoff
She spoke with regard to the types of electrical meters the City uses.

Mr. Love advised that the City web site will be updated to include information on the electrical meters the City uses.

MINUTES

- a) Adopt Minutes
September 2nd, 2014, COTW

MOTION: SMITH / KENDEL

RESOLVED THAT Council adopt the September 2nd, 2014 COTW meeting minutes as presented.

CARRIED.

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- b) Adopt Minutes
September 2nd, 2014

MOTION: O'DOHERTY / KENDEL

RESOLVED THAT Council adopt the September 2nd, 2014, Regular Meeting minutes as presented.

CARRIED.

REGISTERED PETITIONS AND DELEGATIONS

- a) Sunshine Valley Women's Institute
Request to Council to consider building a sidewalk along 72nd Avenue between 19th Street and 27th Street.

The Manager of Engineering advised that staff considered the request of a sidewalk in front of Silver Kettle Village and provided two options for Council's consideration.
Options to be considered included:

- choice of materials (asphalt or concrete)
- cost

- area: 19th Street to 27th Street (830 meters) or Cypress Way to 27th Street (440 meters)

The Manager of Engineering advised that other considerations that Staff has given to the project include:

- waiting for the land to be purchased and developed
- referring the matter to the 2015 budget process

MOTION: O'DOHERTY / WYERS

RESOLVED THAT Council choose to put the request from the Sunshine valley Women's Institute into the 2015 budget process for Council's consideration at that time and if there is no development in the identified section of land by the fall of 2015, to proceed with the installation of a sidewalk in front of Silver Kettle Village.

CARRIED.

UNFINISHED BUSINESS

REPORTS, QUESTIONS AND INQUIRIES FROM MEMBERS OF COUNCIL (VERBAL)

**a) Corporate Officers Report
Verbal reports of Council**

Councillor Kendel
He had no report

Councillor Krog
He had no report

Councillor Smith
He reported that:

- He attended the Rock Creek Fall Fair and that it was very busy.
- The next deer committee meeting is October 1st and will include a deer count at 6:15am.

Councillor O'Doherty
He advised that:

- The Bruins season has started and that they are off to a great start. He attended the sponsorship wine and cheese event on September 11th and met all of the new players on the team.
- The work on 2nd Street looks wonderful and the staff and contractors are doing a great job.

The Manager of Operations provided a short update on 68th Avenue.

Councillor Wyers

She advised that:

- She attended the Rotary Spray Park lobster dinner fundraiser. There was a terrific turn out of over 220 people and the evening was a great success. The current fundraising for the project is approximately \$175,000.
- On September 8th she attended the Freeman of the City presentation to Dorothy and Eli Popoff at Dorothy's home.
- The FCM for Head Start conference that is taking place in October is moving forward nicely; the planning is going well and she let Council know when the Agenda is complete and registration is open.
- She attended the Rock Creek Fall Fair, and spoke with the Fortis representative there and discussed the rebate program.
- The next library board meeting is September 17th, at 12pm.

Mayor Taylor

He reported that:

- The celebrations for John Jerrett was great and the stories were wonderful.

MOTION: O'DOHERTY / SMITH

RESOLVED THAT all reports of members of Council, given verbally at this meeting, be received.

CARRIED.

REPORT FROM COUNCIL'S REPRESENTATIVE TO THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY

- a) Corporate Officers Report
RDKB representatives verbal report

Mayor Taylor reported that the multi materials, green bin program is going to be extended to include Area D. The anticipated start date is spring 2015, and the RDKB is accepting waste from the abattoir so that it can process local area animals.

MOTION: SMITH / KENDEL

RESOLVED THAT the Mayor's report on the activities of the Regional District of the Kootenay Boundary, given verbally at this meeting be received.

CARRIED.

RECOMMENDATIONS FROM STAFF FOR DECISIONS

- a) Chief Financial Officer
Inventory Policy # 807

MOTION: O'DOHERTY / SMITH

RESOLVED THAT Council adopt Inventory Policy #807.

CARRIED.

-
- b) Manager of Development and Engineering
Setback and Off-Street Parking Variances

The Manager of Development and Engineering advised the property is currently non-conforming; the owner has had the opportunity to sell, but the current zoning setbacks don't allow for any new building so she is requesting that the rezoning take place prior to her listing the property.

MOTION: SMITH / WYERS

RESOLVED THAT Council approve a setback variance to 0 meters from all property lines and vary the off-street parking requirements from 2 to 0.

CARRIED.

REQUESTS ARISING FROM CORRESPONDENCE

INFORMATION ITEMS

- a) Charlette McLeod - District of Taylor
Discontinuation of Community Training Library Program

Councillor Wyers advised that she has spoken with the Grand Forks Library librarian, Avi Silberstein, who requested that Council support this important training program.

MOTION: O'DOHERTY / SMITH

RESOLVED THAT Council receive the request regarding the discontinuation of the Community Training Library program and support it at UBCM.

CARRIED.

BYLAWS

- a) Manager of Building Inspection and Bylaw Services
Noise Control Bylaw Amendment No. 1963-A1

Council discussed the report.

MOTION: KENDEL / WYERS

RESOLVED THAT Council recommends to direct staff to include 5 (i) an amendment to include the Industrial Operations within the exclusions section of this bylaw as previously presented.

Councillor Krog opposed this motion.

CARRIED.

MOTION: O'DOHERTY / SMITH

RESOLVED THAT Council determines to give first three readings to Bylaw 1963-A1, an amendment to the Noise Control Bylaw at the September 15th, Regular Meeting of Council.

Councillor Krog opposed this motion.

CARRIED.

-
- b) Chief Financial Officer
2015 Permissive Tax Exemption Bylaw No. 2004**

The Mayor advised that the wildlife hall (Baptist Church) has been included.

MOTION: O'DOHERTY / KROG

RESOLVED THAT Council give first three readings to Bylaw No. 2004-2015 Permissive Tax Exemptions

CARRIED.

-
- c) Chief Financial Officer
Temporary Borrowing Bylaw No. 1950, 2014**

MOTION: SMITH / O'DOHERTY

RESOLVED THAT Council give final reading to Temporary Borrowing Bylaw No. 1950, 2014.

CARRIED.

-
- d) Chief Financial Officer
Temporary Borrowing Bylaw No. 1998, 2014**

MOTION: WYERS / O'DOHERTY

RESOLVED THAT Council give final reading to Temporary Borrowing Bylaw No. 1998, 2014.

CARRIED.

LATE ITEMS

QUESTIONS FROM THE PUBLIC AND THE MEDIA

a) Mr. Craig Lindsey

He spoke with regard to:

- The Raise a Reader program and invitation to Council to help out again this year. The money raised funds literacy programs in the area. The date for the event is Wednesday October 8th.

Ms. Donna Semenoff

She spoke with regard to:

- the green bin program

The Mayor advised that the material from the green bins is cap material used in landfills throughout the boundary

Mr. Les Johnson

He spoke with regard to:

- the green bin program and wild life
- His and Hers is closing

Mayor advised that the City is cutting the red tape and simplifying the process to open a business or invest in the community.

ADJOURNMENT

a) Adjourn the meeting

MOTION: WYERS

RESOLVED THAT the September 15th, 2014, Regular meeting is adjourned at 8:07pm
CARRIED.

CERTIFIED CORRECT:

MAYOR BRIAN TAYLOR

DEPUTY CORPORATE OFFICER -
SARAH WINTON

DRAFT

REQUEST FOR DECISION

— REGULAR MEETING —



To: Mayor and Council
From: Procedure Bylaw / Chief Administrative Officer
Date: October 6th, 2014
Subject: Reports, Questions and Inquiries from the Members of Council
Recommendation: **RESOLVED THAT ALL REPORTS OF MEMBERS OF COUNCIL, GIVEN VERBALLY AT THIS MEETING, BE RECEIVED.**

BACKGROUND: Under the City's Procedures Bylaw No. 1946, 2013, the Order of Business permits the members of Council to report to the Community on issues, bring community issues for discussion and initiate action through motions of Council, ask questions on matters pertaining to the City Operations and inquire on any issues and reports.

Benefits or Impacts of the Recommendation:



General: The main advantage of using this approach is to bring the matter before Council on behalf of constituents. Immediate action might result in inordinate amount of resource inadvertently directed without specific approval in the financial plan.

Strategic Impact: Members of Council may ask questions, seek clarification and report on issues.

Policy/Legislation: The Procedure Bylaw is the governing document setting out the Order of Business at a Council meeting.

Recommendation: **RESOLVED THAT ALL REPORTS OF MEMBERS OF COUNCIL, GIVEN VERBALLY AT THIS MEETING, BE RECEIVED.**

- OPTIONS:**
- 1. RESOLVED THAT ALL REPORTS OF MEMBERS OF COUNCIL, GIVEN VERBALLY AT THIS MEETING, BE RECEIVED**
 - 2. RESOLVED THAT COUNCIL DOES NOT RECEIVE THE REPORTS FROM MEMBERS OF COUNCIL.**
 - 3. RESOLVED THAT COUNCIL REFERS THE MATTER BACK TO STAFF FOR FURTHER INFORMATION.**
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 Department Head or CAO	 Chief Administrative Officer
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REQUEST FOR DECISION

— REGULAR MEETING —



To: Mayor and Council
From: Procedure Bylaw / Council
Date: October 6th, 2014
Subject: Report – from the Council's Representative to the Regional District of Kootenay Boundary
Recommendation: **RESOLVED THAT THE MAYOR'S REPORT ON THE ACTIVITIES OF THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY, GIVEN VERBALLY AT THIS MEETING BE RECEIVED.**

BACKGROUND: Under the City's Procedures Bylaw No. 1946, 2013, the Order of Business permits the City's representative to the Regional District of Kootenay to report to Council and the Community on issues, and actions of the Regional District of Kootenay Boundary.

Benefits or Impacts of the Recommendation:

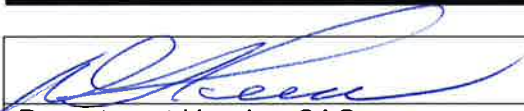
General: The main advantage is that all of Council and the Public is provided with information on the Regional District of Kootenay Boundary.

Policy/Legislation: The Procedure Bylaw is the governing document setting out the Order of Business at a Council meeting.

Recommendation: **RESOLVED THAT THE MAYOR'S REPORT ON THE ACTIVITIES OF THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY, GIVEN VERBALLY AT THIS MEETING BE RECEIVED.**

OPTIONS:

- 1. RESOLVED THAT THE MAYOR'S REPORT ON THE ACTIVITIES OF THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY, GIVEN VERBALLY AT THIS MEETING BE RECEIVED.**
- 2. RECEIVE THE REPORT AND REFER ANY ISSUES FOR FURTHER DISCUSSION OR A REPORT: UNDER THIS OPTION, COUNCIL PROVIDED WITH THE INFORMATION GIVEN VERBALLY BY THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY DIRECTOR REPRESENTING COUNCIL AND REQUESTS FURTHER RESEARCH OR CLARIFICATION OF INFORMATION FROM STAFF ON A REGIONAL DISTRICT ISSUE**

 Department Head or CAO	 Chief Administrative Officer
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MEMORANDUM



DATE : October 1, 2014

TO : Mayor and Council

FROM : Manager of Development and Engineering

SUBJECT : Status and Next Steps of the West Side Fire Protection Project

As Council may recall, the City of Grand Forks authorized Bylaw 1922 in 2012, which committed to spending up to \$1.3 Million for a project entitled "Emergency Water Supply for Fire Protection". In essence, the project consists of:

- A new standby power unit for Wells 4 and 5;
- A new standby power unit for Well 2;
- Bypass piping at the Valley Heights booster station; and
- A new well.

To date, the standby power unit for Wells 4 and 5 is completed, as is the bypass piping at the Valley Heights booster station. The final cost for this new infrastructure is in the approximate amount of \$258,000.00 excluding GST.

Two recent reports by the City's consultants have identified that:

- Well 2 will ultimately need to be decommissioned; and
- A new well and pumping facility, capable of producing some 71 liters per second, is required.

Both of the reports were presented to and adopted by Council.

In the interim, City staff and its consultants have advised the Province of the City's intention to proceed with installation of the new well. We have also notified the Province that the proposed withdrawal rate of the new well (71 Lps) is below the rate that might trigger an environmental assessment (EA). The EA can be a lengthy and costly process that we are confident is not required for the new well project, as we believe that we meet all the provisions of the Reviewable Projects Regulation for groundwater extraction.

We now wish to proceed with the first phase of the new well project, which looks as follows:

- Elicit proposals from the well drilling community for installation of the new well;
- Select the preferable drilling firm;
- Proceed with installation of the new well.

The second phase of the project will proceed once we have successfully completed the new well and confirmed its capacity. This second phase will consist of:

- Completion of design and tender documents;
- Bid call and award of contract;
- Construction; and
- Commissioning.

We note that a new standby power unit for Well 2 is now not part of the Emergency Water Supply for Fire Protection initiative. We do not believe to do so would be a good use of funds, given that the City plans to ultimately decommission this well.

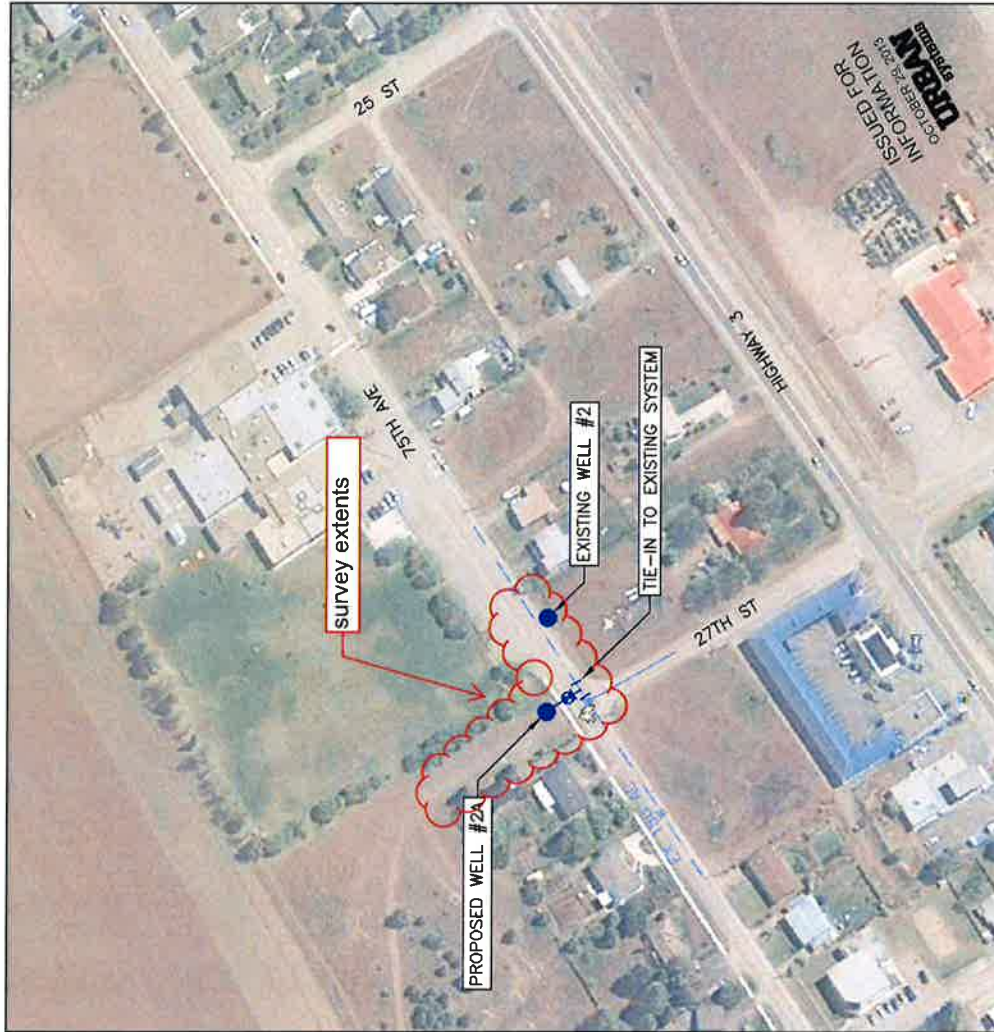
The new well, identified as Well 2a, will be located in an undeveloped City of Grand Forks right-of-way, just north-west of existing Well 2.



Respectfully Submitted,



Sasha J. Bird, ASCT
Manager of Development and Engineering

PROPOSED WELL #2A



Client/Project	
CITY OF GRAND FORKS	
Scale	Date
NIS	OCTOBER 2013
0"=50' 0003.01'	Figure
	3.3
Title	
PROPOSED WELL #2A	

September 25, 2014

Corporation of the City of Grand Forks
Box 220
Grand Forks, B.C.
V0H 1H0

Mayor Taylor & Members of City Council:

On behalf of the Grand Forks Mural Committee, this letter is to present a revised budget breakdown for the approved \$6000.00 budget of August 2014 for your review.

The committee was called together for a meeting September 18, 2014 to discuss what was needed to move the project forward after an apparent stall. The main roadblocks were identified as 1) difficulty with the support surface, 2) compensation for a project manager and 3) purchase of rights of replication for original artwork for the mural.

The action plan resulting from the meeting was to revisit the approved budget with the help of an artist who is experienced in public art murals. A better and more realistic cost breakdown and funding allocations for a project coordinator and replication honorarium were expected. The Project Coordinator will play a key role in monitoring, managing and making suggestions for all facets of the project from initial timelines to a celebratory unveiling, and encouraging its evolution, execution and enjoyment for all involved. The actual work of painting the mural was to remain volunteer labour.

The Mural Committee met September 24, 2014 at the mural site for viewing and continued the meeting at Moonflower Gallery to discuss the process and cost breakdowns. It was proposed that the mural be painted on mountable panels and the work be conducted indoors over the winter/spring to resolve the issue of very rough building surface. Please see the attached cost breakdown for a more detailed description of materials, project manager stipend, and artwork honorarium. We also identified that the two face walls (those facing into the park) of the lift station and washroom buildings were appropriate for a mural.

We propose most of the materials (actual pigments excepted) would be purchased prior to December 31, 2014 and the project timeline to be roughly as follows:

- Meeting to draft call for art submissions October 1, 2014
- Submitting finished draft of the call for submissions on October 13, 2014 for October 15th Gazette publication, with deadline set at January 5, 2015

- Meeting to choose artwork January 15, 2015 (Strongly suggest Mural committee project manager, a practicing artist, as well as one or two of the other mural committee members will be part of selection committee for technical advice)
- Commencing of the mural to begin shortly after, with the public unveiling to coincide with a civic event such as Victoria Day or July 1.

We have reworked the cost breakdown with the direction of staying within the approved \$6000.00 budget. There is a strong desire to encourage the general community in participating in the project. However we feel the project manager would need a larger stipend to manage a larger group as well as designing the painting diagrams for larger participation. It was agreed an additional budget of \$1000.00 would be sufficient.

Thank you for your continued support on this project for our community and consideration of our proposed changes.

Respectfully submitted,

The Grand Forks Mural Committee
Sandy Elzinga, Assistant Manager- Community Futures Boundary
James Wilson, Executive Director- Boundary Country Regional Chamber of Commerce

"A RIVER RUNS THROUGH IT"

Proposed mural project, 2014-2015

PANELS:

Crezone – sign painting panels

½" x 4'x8' \$57.50

Dibond – Aluminum & foam core sign painting panels

½" x 4' x 8' \$55.00

Est. 8 panels @ \$60.00 = \$480.00

MOUNTING STRUCTURE & FRAME:

2' X 4' X 16' Pressure treated \$9.25

2' x 4' x 16' #2 Premium grade \$6.05

Est. 11 boards @ \$8.00 = \$88.00

PRIMER:

Benjamin Moore or General Paint

Approx. \$50.00/gal. 300 sq. ft./gal.

- Prime both sides.

Est. 2 gallons @ \$100.00

PAINT:

General Paint, Breeze exterior, or xp 2000 (hasn't been around long)

Approx. \$50.00/gal. Only 150 sq. ft. /gal. (because of mixing waste)

Need at least:

- 1 quart of black

- 1 gallon of white

- 1 gallon light tint color

- 1 gallon dark tint color

Cost of Pure Pigments? For sure cheaper than buying multiple cans of mixed paint.

Est. 6 gallons & 2 quarts = \$330.00

Pigments = \$100.00

GAC 500:
Isolation Coat.
Thin with water.
\$112.50/gal. 250 sq. ft. /gal.

Est. 1 gallon = \$112.50

GOLDEN MSA VARNISH:
UV Protection. Thin 3-1 with Stevenson Painting solvent.

Varnish \$226.00 / Gal.
Stevenson painting solvent \$41.95 / Gal.
*together 250 sq. ft. / Gal.

Est. gallon each = \$267.95

BRUSHES ETC.:
Sharpies, brushes, rollers, drop clothes, mounting hardware, Taxes etc.

Est. \$521.55

PROJECT MANAGER:

\$1,200.00

ARTIST:

\$800.00 Art honourarium for the rights to reproduce the artwork.

TOTALS:

- Supplies = \$2,000.00 per mural, = \$4000.00
- Project Manager = \$1,200.00
- Artist = \$800.00

GRAND TOTAL = \$6,000.00



Regional Chamber of Commerce

boundarychamber.com

September 29, 2014

Mayor Taylor and Council
The City of Grand Forks

Dear Mayor Taylor and Council,

On behalf of the Boundary Country Regional Chamber of Commerce, let me congratulate yourselves and staff at the City of Grand Forks for your admirable win in the 2014 "Open for Business" Awards. This win is a testament to your hard work to create a business-friendly environment where local businesses can grow and create critical jobs for our community. This award is particularly impressive because it singles out your achievements as being notable within British Columbia as a whole.

As your local Chamber, we applaud your efforts to date and encourage you to use your \$10,000 award to continue this invaluable work.

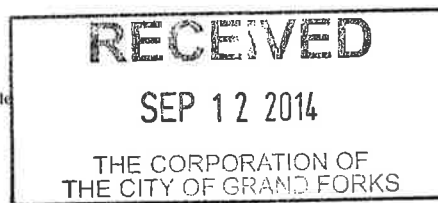
The Boundary Country Regional Chamber of Commerce is eager to provide whatever support we can to help you build a business-friendly community in Grand Forks. Due to our pivotal role in the local business community, we can provide you with valuable on-the-ground insights about the needs and priorities of local business owners.

In the wake of this win, we would appreciate the opportunity to sit down with yourselves to discuss tangible ways to build on your hard work to date, and deliver an even more business-friendly Grand Forks in future.

Again, let me offer you my sincere congratulations on your win in the 2014 "Open for Business" Awards – this is truly something to be proud of.

Sincerely,

James Wilson
Executive Director
Boundary Country Regional Chamber of Commerce



September 11, 2014

The City of Grand Forks

Dear Sasha Bird,

On behalf of the Canadian Bureau for International Education (CBIE) and its partner universities, I would like to thank you for your continued support of the Canada-Brazil *Ciência sem Fronteiras* (CsF) Scholarship Program and most importantly for your interest in hosting CsF students.

Launched in July 2011, the program has to date enabled more than 75,000 top-Brazilian students in the fields of science, technology, engineering and math to gain invaluable international exchange experience in countries throughout the world. In recent news, Brazil has announced their intention to award an additional 100,000 scholarships starting in the fall of 2015.

One of the most exciting and important aspects of the program is the research or industry internship component in which your company has accepted to participate. This practical element of the program provides the CsF students not only with an environment in which to apply their theoretical knowledge, but it also exposes them to the Canadian work culture, networking opportunities, and the chance to gain meaningful research or industry experience at a pivotal time in their academic and professional careers. In our surveys of the students' level of satisfaction, an overwhelming majority of 96% expressed being somewhat to very satisfied with their work experience in Canada.

Hopefully, this experience has also been beneficial and rewarding to you and your company as these students interact with your employees, share innovative ideas, contribute to initiatives, and help develop relationships with Brazil.

Finally, CBIE has launched a new section of our website (<http://www.cbie-bcei.ca/internship>) that is dedicated to the growing research/industry internship component of the program. As a participating company, I would like your permission to include your company name and/or logo on our site and in informational material in recognition of your contribution to the program. If we have already received your permission, please accept our appreciation. If you agree, please send Daniel Graf (dgraf@cbie.ca) a high resolution image of your company logo in JPEG and EPS or AI format by September 26, 2014.

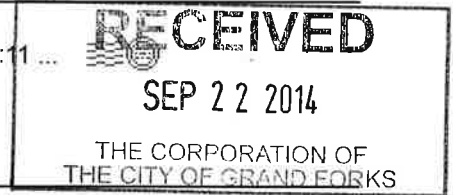
Should you have any questions regarding the scholarship program, placement details, or our logo request please do not hesitate to contact me at your convenience.

Kindest regards,

David Comerford
Director, Research/Industry Internships
Canadian Bureau for International Education

FILE CODE
WE3- Canadian Bureau for
CI-International Education
Thank You

From: ■ Ralph White <ralphwhite7@hotmail.com> 21/09/2014 8:26:11 ...
Subject: seniors
To: ■ Info City of Grand Forks



Each year for the past 5 years a Thanksgiving Dinner was sponsored by Daniel Chiu at the Senior's Center.

Apparently this is not happening this year.

As President of the Senior's Center, I thought it would be a kind gesture to the community seniors if the

Senior's Center, Grand Forks city and possible area D would be willing to sponsor the event.

I talked to Area D rep. (Rolie Russel) and he suggested I contact him again in a week as he is away.

Is the city willing to help.

I asked The Twisted Fork for an estimate , but no reply yet.

Educated guess - 200 people at \$25.00 per plate = \$5000.00

Sincerely

Ralph White
President
Seniors Branch 68

FILE CODE

WE3, C/O Senior's Center Request
SI- for Event Sponsorship
(Comments. & ...)

REQUEST FOR DECISION

— REGULAR MEETING —



To: Mayor and Council
From: Chief Financial Officer
Date: September 24, 2014
Subject: 2015 Annual Tax Exemption Bylaw No. 2004
Recommendation: **RESOLVED THAT COUNCIL give final reading to Bylaw No. 2004 – 2015 Permissive Tax Exemptions**

BACKGROUND:

2015 Annual Tax Exemption Bylaw No. 2004 was presented to the Committee of the Whole on September 2, 2014 for discussion. At the September 15, 2014 Regular Meeting of Council, Council gave first, second & third reading to this bylaw.

The bylaw is intended to exempt certain properties used for worship and not-for-profit purposes from taxation in 2015. Authority for this bylaw is given under Section 224 of the Community Charter.

Advertising as required under Section 227 of the Community Charter has been completed on September 17th and September 24th in the Grand Forks Gazette.

This bylaw must be passed by October 31, 2014 to exempt properties for 2015. The bylaw is now presented for final reading.

Benefits or Impacts of the Recommendation:

General: All applicants provide valuable services to the Community. Granting tax exemptions to these applicants assists the organizations in continuing the operation of their facilities and in providing services to the residents of the community.

Financial: Granting permissive tax exemptions to the properties listed above will reduce taxes collectible by the City by approximately \$ 29,099.69.

Policy/Legislation: Section 224 of the Community Charter

Attachments: 2015 Annual Tax Exemption Bylaw No. 2004

Recommendation: **RESOLVED THAT COUNCIL give final reading to Bylaw No. 2004 – 2015 Permissive Tax Exemptions**

REQUEST FOR DECISION

— REGULAR MEETING —



- OPTIONS:**
- 1. RESOLVED THAT COUNCIL RECEIVES THE STAFF REPORT.**
 - 2. RESOLVED THAT COUNCIL DOES NOT ACCEPT THE STAFF REPORT.**
 - 3. RESOLVED THAT COUNCIL REFERS THE MATTER BACK TO STAFF FOR FURTHER INFORMATION.**

 Department Head or CAO	 Chief Administrative Officer
---	--

THE CORPORATION OF THE CITY OF GRAND FORKS

BYLAW NO. 2004

**A Bylaw to Exempt from Taxation Certain Parcels of Land
Used for Religious Worship Purposes, Hospital Purposes,
Recreation Purposes and Charitable or Philanthropic Purposes
Pursuant to the Provisions of the Community Charter**

WHEREAS it is deemed expedient to exempt certain parcels of land from taxation for the fiscal year ended December 31, 2015;

AND WHEREAS subject to the provisions of Section 224 of the Community Charter, the Council may, prior to the 31st day of October in any year, by bylaw, exempt lands and improvements from taxation in the following year;

NOW THEREFORE, that Council of the City of Grand Forks, in open meeting assembled, **ENACTS**, as follows:

1. Pursuant to Section 224(2)(f)(i) of the Community Charter, there shall be exempt from taxation for the fiscal year ended December 31, 2015 with respect to land and improvements, the following parcels of land:
 - Lots 1 and 2, Block 36, District Lot 108, S.D.Y.D., Plan 72, located at **920 Central Avenue** as shown outlined in bold on a sketch attached hereto and marked as Schedule "A" (**United Church**); and
 - That portion of Lot 1, District Lot 520, S.D.Y.D., Plan 8653, except Plan H-17064, located at **2826 - 75th Avenue** and described as follows - Commencing at the most northerly corner of said Lot 1; thence southeasterly following in the easterly limit of said Lot 1 for 35.50 metres, thence southwesterly, perpendicular to the said easterly limit, for 30.00 metres, thence northwesterly, parallel with the said easterly limit, for 35.50 metres more or less to the intersection with the northerly limit of said Lot 1, thence northeasterly, following in the said northerly limit for 30.00 metres more or less to the point of commencement and containing an area of 1,065 square metres, more or less as shown outlined in bold on a sketch attached hereto and marked as Schedule "B" (**Pentecostal Church**); and
 - Lots 30, 31 and 32, Block 36, District Lot 108, S.D.Y.D., Plan 72 located at **7249 - 9th Street** as shown outlined in bold on a sketch attached hereto and marked as Schedule "C" (**Catholic Church**); and

- That portion of Parcel D (KM26760), Block 24, District Lot 108, S.D.Y.D., Plan 23; located at **7252 - 7th Street** as shown outlined in bold on a sketch attached hereto and marked Schedule "D" (**Anglican Church**); and
- That portion of Lot G, District Lot 380, S.D.Y.D., Plan KAP56079, located at **7048 Donaldson Drive** and described as follows - commencing in the southerly boundary of said Lot G distant 13 metres from the most westerly corner of said Lot G: thence northerly, parallel with the westerly boundary of said Lot G, for 38.1 metres more or less to intersection with the northerly boundary of said Lot G, thence easterly following in the northerly boundary of said Lot G for 71 metres, thence southerly, parallel with the said westerly boundary, for 38.1 metres more or less to intersection with the said southerly boundary, thence westerly, following in the said southerly boundary for 71 metres more or less to the point of commencement and containing 2705 square metres as shown outlined in bold on a sketch attached hereto and marked as Schedule "E" (**Mennonite Brethren Church**); and;
- That portion of Parcel A, (X23915), Block 16, District Lot 380, S.D.Y.D., Plan 35 located at **7328 - 19th Street** and described as follows - commencing at the most southerly corner of said Parcel "A"; thence northwesterly following in the westerly limit of said Parcel "A", for 17.00 metres; thence northeasterly, perpendicular to the said westerly limit for 24.60 metres; thence southeasterly, parallel with the said westerly limit for 17.00 metres more or less to intersection with the southerly limit of said Parcel "A"; thence southwesterly following in the said southerly limit for 24.60 metres more or less to the point of commencement and containing an area of 418.2 square metres more or less as shown outlined in bold on a sketch attached hereto and marked as Schedule "F" (**Christ Lutheran Church**); and;
- That portion of Lot 1, District Lot 108, S.D.Y.D., Plan KAP45199 located at **7525 - 4th Street** and described as follows - commencing at the most easterly corner of said Lot 1; thence northerly following in the easterly limit of said Lot 1, for 23.20 metres; thence westerly, parallel with the southerly limit of said Lot 1, for 29.00 metres; thence southerly, parallel with the easterly limit of said Lot 1, for 23.20 metres more or less to intersection with the said southerly limit; thence easterly following in the said southerly limit; thence easterly following in the said southerly limit for 29.00 metres more or less to the point of commencement and containing 672.8 square metres more or less as shown outlined in bold on a sketch attached hereto and marked as Schedule "G" (**Grand Forks Christian Centre**); and

- Commencing at a point in the westerly boundary of Lot 2, District Lot 520, S.D.Y.D., Plan KAP53800, located at **7680 Donaldson Drive** and described as follows - distant 28.6 metres from the most southerly corner of said Lot 2: thence northerly following in the westerly boundary for 25.1 metres, thence easterly, perpendicular to the said westerly boundary for 35.05 metres more or less to intersection with the easterly boundary of said Lot 2, thence southerly following in the said easterly boundary for 25.1 metres, thence westerly, perpendicular to the said westerly boundary for 35.05 metres more or less to the point of commencement and containing 880 square metres more or less as shown outlined in bold on a sketch attached hereto marked as Schedule "H" (**Jehovah's Witnesses Church**).
 - That portion of Lot 1, D.L. 520 SDYD, Plan KAP77684, measuring 193 square meters on the northerly portion of the lot, and located at **2495 – 76th Avenue**, as shown outlined on a sketch attached hereto marked as Schedule "I" (**First Baptist Church**)
 - Lot 1, District Lot 585, S.D.Y.D., Plan 27903, located at **7850 – 2nd Street**, as shown attached on a sketch hereto marked as Schedule "J" (**Grand Forks Baptist Church**)
2. Pursuant to Section 224(2)(h) of the Community Charter, there shall be exempt from taxation for the fiscal year ended December 31, 2015 with respect to land and improvements, the following parcel of land:
- Lot A, District Lot 520, S.D.Y.D., Plan EEP11735, located at **7649 - 22nd Street (Interior Health Authority)**.
3. Pursuant to Section 224(2)(b) of the Community Charter, there shall be exempt from taxation for the fiscal year ended December 31st, 2015 with respect to land and improvements, the following parcels of land:
- Lot 1, District Lot 380, S.D.Y.D., Plan KAP54909 located at **7230 - 21st Street (Grand Forks Curling Club)**;
 - Lot 1, District Lot 108, Plan EPP 32379 located at **7212 Riverside Drive (Habitat for Humanity)**;
4. Pursuant to Section 224(2)(a) of the Community Charter, there shall be exempt from taxation for the fiscal year ended December 31st, 2015 with respect to land and improvements, the following parcels of land:
- Lot 5, Block 10, District Lot 108, S.D.Y.D., Plan 23, located at **366 Market Avenue (Grand Forks Masonic Building Society)**; and

- Lot A, District Lot 108, S.D.Y.D., Plan 38294, located at **978 - 72nd Avenue (Sunshine Valley Child Care Society)**;
- Lot 8, Block 25, Plan 23, District Lot 108, S.D.Y.D. located at **686 - 72nd Avenue (Slavonic Seniors Citizens Centre)**.
- Lot A (DD LA9161), District Lot 108, S.D.Y.D., Plan 6691, located at **7239 - 2nd Street (Hospital Auxiliary Thrift Shop)**
- Lots 23, 24, 25 and 26, Block 29, District Lot 108, S.D.Y.D., Plan 121, located at **7353 - 6th Street (Royal Canadian Legion)**
- Lots 10 and 17 – 20, Block 18, Plan 86, District Lot 108, S.D.Y.D. located at **565 – 71st Avenue (City Park) (Seniors Citizens Centre)**.
- Parcel B, Block 45, District Lot 108, Plan 72, located at **876 - 72nd Avenue (Phoenix Manor Society)**.
- Lot A, Plan 29781, District Lot 108, Land District 54, located on **7130-9th Street (Boundary Lodge)**.

5. This bylaw may be cited, for all purposes as the **“2015 Annual Tax Exemption Bylaw No. 2004”**.

Read a **FIRST** time this 15th day of September, 2014.

Read a **SECOND** time this 15th day of September, 2014.

Read a **THIRD** time this 15th day of September, 2014.

FINALLY ADOPTED this ____ day of _____.

Mayor Brian Taylor

Corporate Officer – Diane Heinrich

C E R T I F I C A T E

I hereby certify the foregoing to be a true copy of Bylaw No. 2004
as adopted on the ____ day of _____

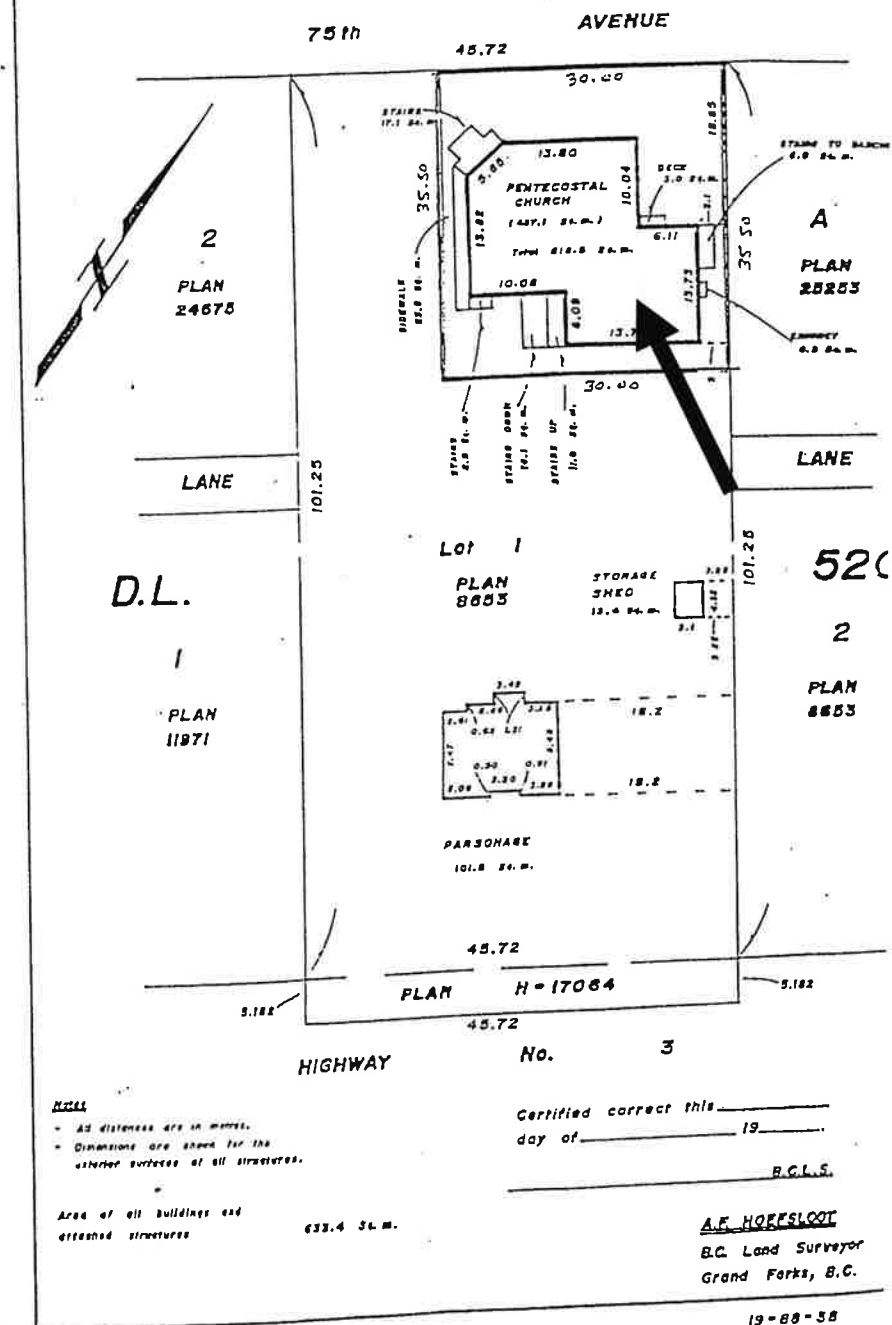
Corporate Officer of the Municipal Council
of the City of Grand Forks

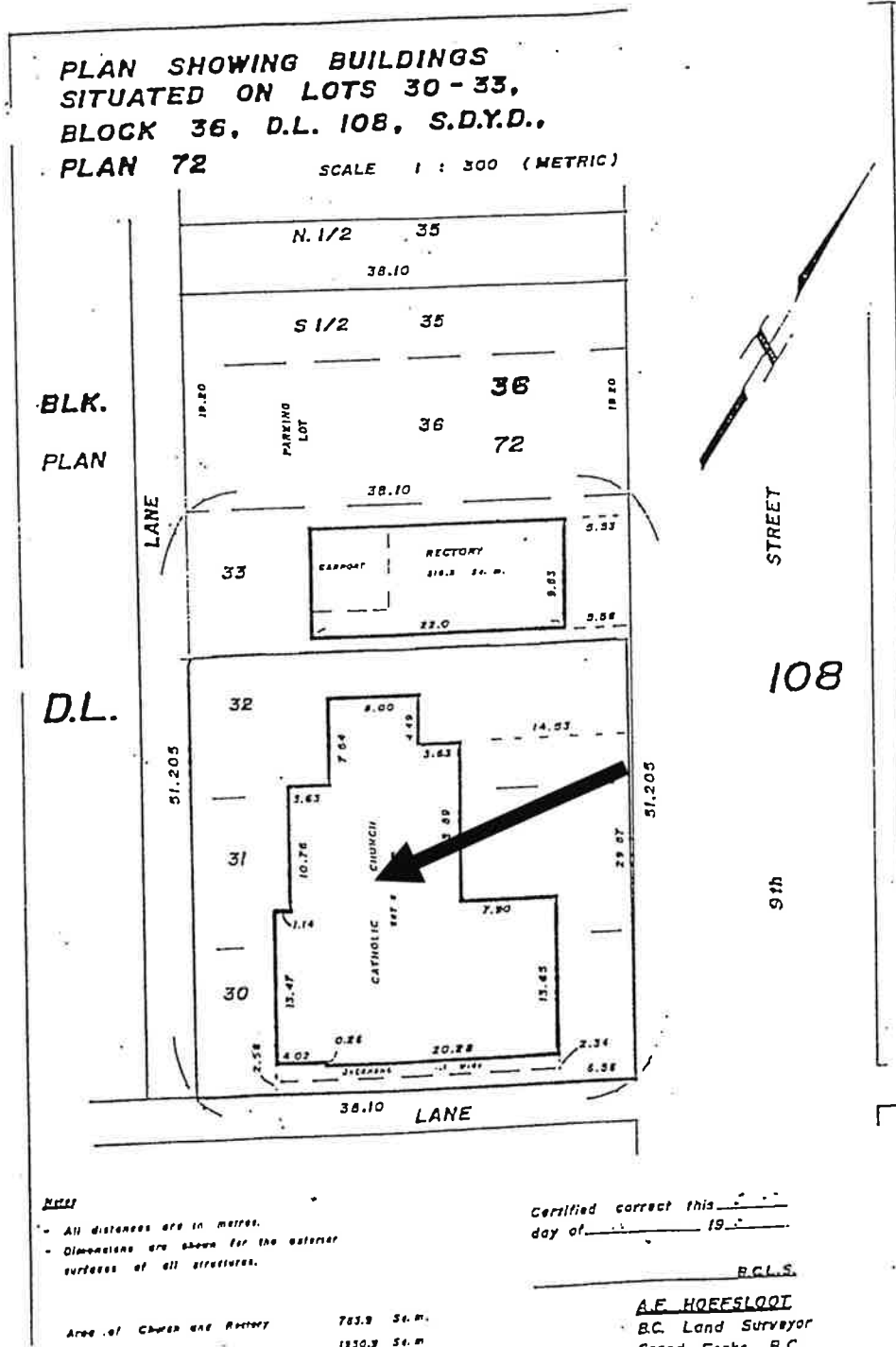
AVENUE

Schedule "B"

PLAN SHOWING LOCATION OF BUILDINGS ON
LOT 1, D.L. 520, S.D.Y.D., PLAN 8653 EXCEPT
PLAN H-17064

SCALE 1 : 400 (MET)

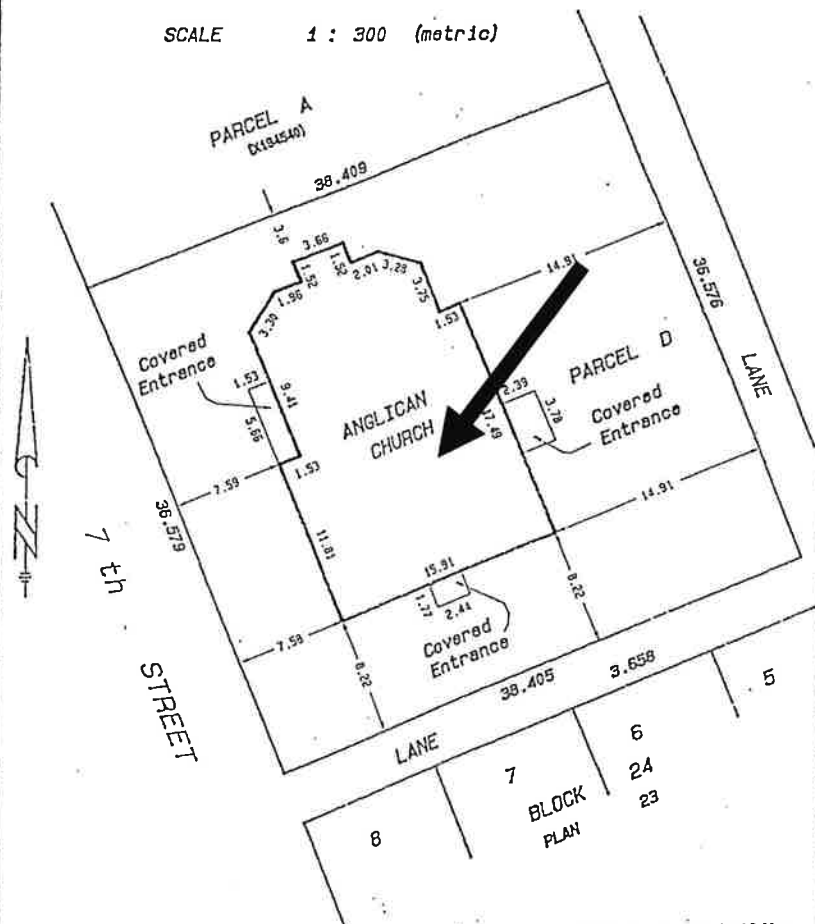




Schedule “D”

B.C. LAND SURVEYOR'S CERTIFICATE
OF LOCATION OF BUILDING ON PARCEL D (KM26760)
BLOCK 24, D.L. 108, S.D.Y.D., PLAN 23.

SCALE 1 : 300 (metric)



Street Address:
7252 - 7th Street

NOTES

- all distances are in metres.
- this plan is to be used for municipal purposes only and not for property line location. I will not accept any responsibility for unauthorized use.
- this plan is not valid unless it contains an original signature and seal.

I certify that the building
is located as shown. Dated
this 21st day of September 1998

[Signature]
B.C.L.S., C.L.S.

A.F. HOEFSLOOT

B.C. Land Surveyor, Canada Lands Surveyor
P.O. Box 2740, Grand Forks, B.C.
Y0H 1H0 442-5597

© A F Hofmann, B.C.L.S., 1998

98-19-34

SCALE 1 : 500 (metric)

C. P. R. PLAN 531 R/W

Mennonite Brethren Church

[illegible]

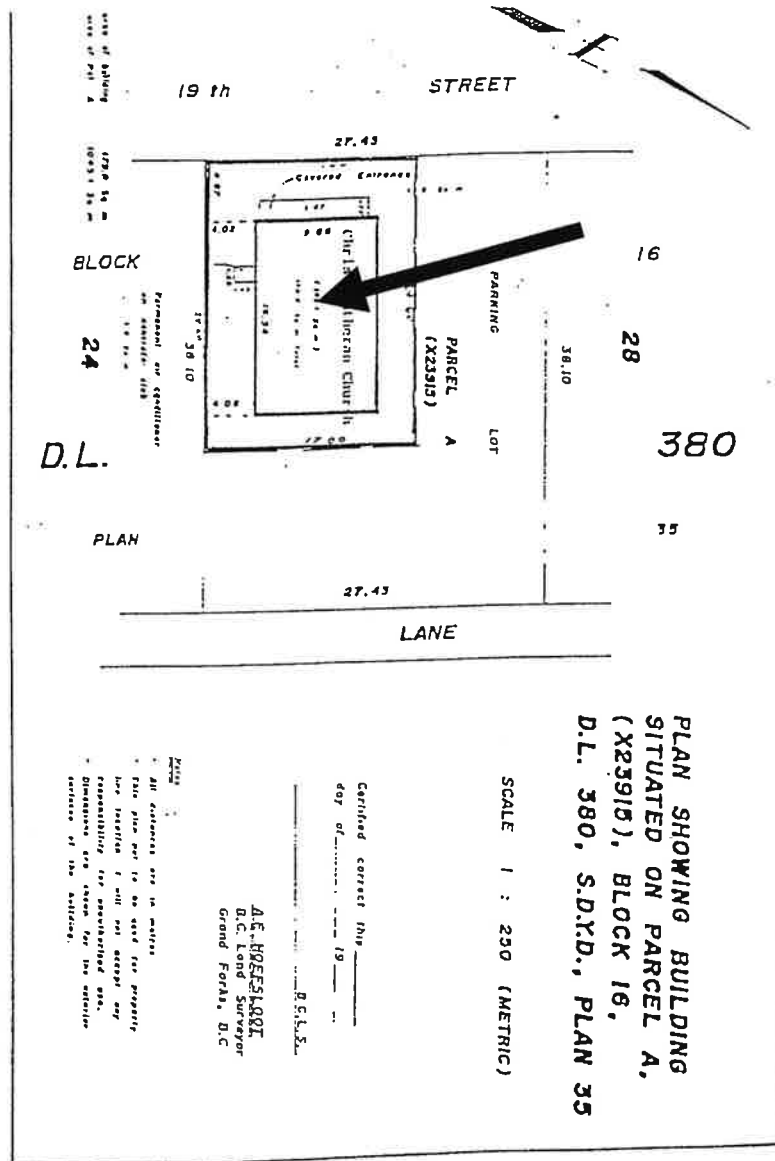
I certify that the building
is located as shown. Dated
this 3rd day of Feb., 1911.

A.F. HOEFLSLOOT
B.C. Land Surveyor, Canada Lands Sur
P.O. Box 2740, Grand Forks, A.C.

Street Address:
7048 Donaldson Drive, Grand Forks, DC

unfamiliar
party
except any
red use.
: it

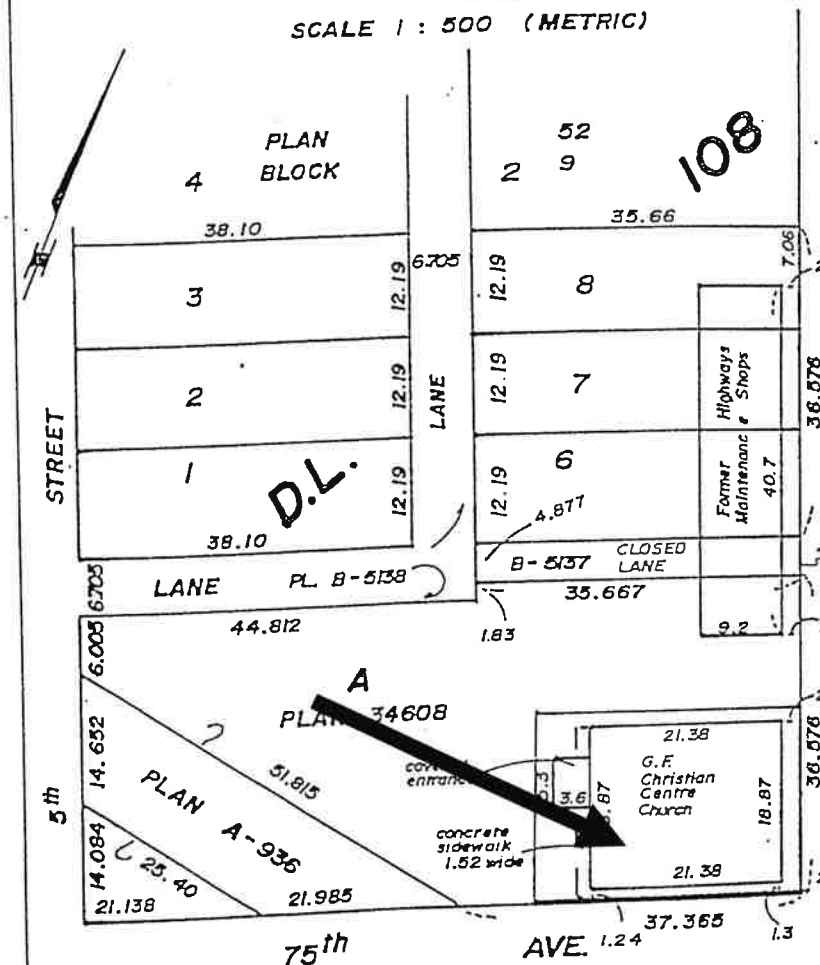
Schedule "F"



Christ Lutheran Church

Schedule "G"

Lot 1, District Lot 108, S.D.Y.D., Plan KAP45199



NOTES

*All distances are in metres.
This plan is to be used for municipal
purposes only and not for property
line location.
I will not accept responsibility for any
unauthorized use.*

I certify that the buildings are located
as shown. Dated this 11th day of Feb
1969.

B.C.L-5.

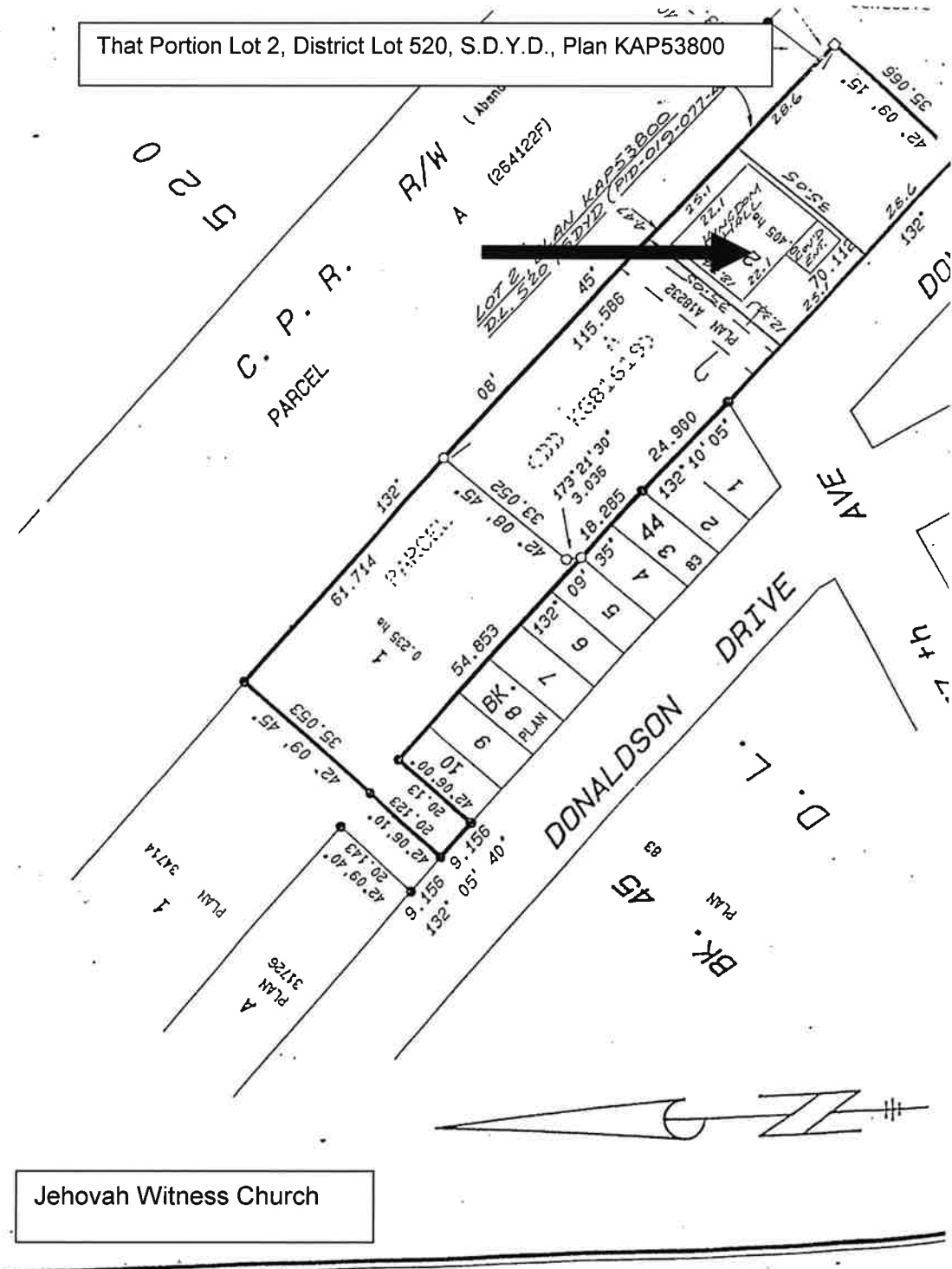
A.F. HOEFSLOOT
B.C. Land Survey
Grand Forks, B.C.

© A.F. Houtslot, B.C.L.S. 1989

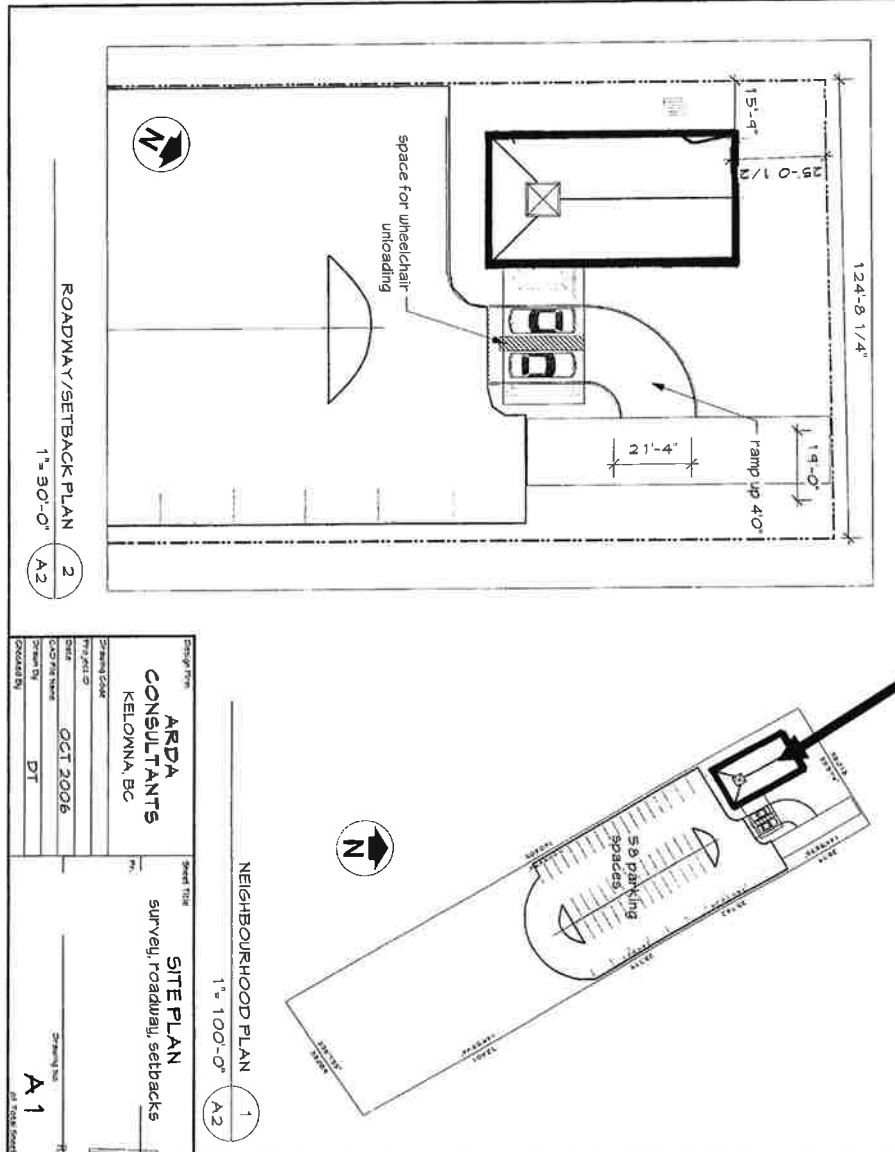
89-19-

Schedule "H"

That Portion Lot 2, District Lot 520, S.D.Y.D., Plan KAP53800



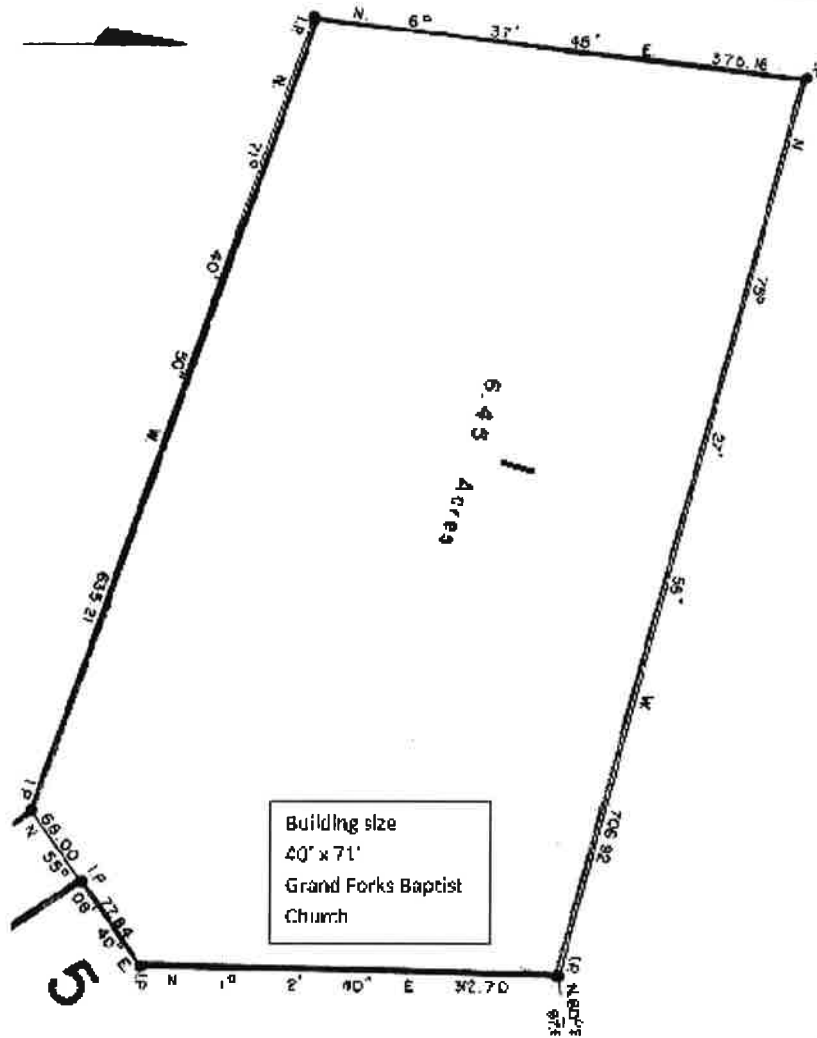
Portion Lot 1, District Lot 520, S.D.Y.D., Plan KAP77684



First Baptist Church

Lot 1, District Lot 595, S.D.Y.D., Plan 27903

Schedule "J"



REQUEST FOR DECISION

— REGULAR MEETING —



To: Mayor and Council

From: Manager of Building Inspections & Bylaw Services

Date: September 25, 2014

Subject: Noise Control Bylaw Amendment

Recommendation: **RESOLVED THAT THE COUNCIL RECOMMENDS** to direct Staff to include 5 (i) an amendment to include the Industrial Operations within the exclusions section of this bylaw as previously presented.

Further that Council determines to give final reading to Bylaw 1963-A1, an amendment to the Noise Control Bylaw at the October 6th Regular Meeting of Council.

BACKGROUND: In December, 2013, Staff presented a Noise Bylaw No. 1963- A1 to Council with regard to including a clause within the Bylaw to address industrial operations. At times, the market requires that industrial operations will need to run additional shifts to meet their market demands. This has been normal operating procedure for the major industries, located in the Grand Forks Industrial Park.

At the September 15th, 2014, Regular Meeting Council gave first, second and third reading to the bylaw amendment. The bylaw is presented to Council for their consideration of final reading at this Regular Meeting.

Benefits or Impacts of the Recommendation:

General: This will allow for better control and enforcement of the bylaw with regard to the hours of work and noise produced by the industrial operations in the Industrial Park.

Strategic Impact: N/A

Financial: N/A

Policy/Legislation: Council has the authority amend bylaws.

Attachments: Proposed bylaw amendment, a copy of the Noise Control Bylaw 1963.

REQUEST FOR DECISION

— REGULAR MEETING —



Recommendation:

RESOLVED THAT THE COUNCIL RECOMMENDS TO direct Staff to include 5 (i) an amendment to include the Industrial Operations within the exclusions section of this bylaw as previously presented.

Further that Council determines to give final reading to Bylaw 1963-A1, an amendment to the Noise Control Bylaw at the October 6th Regular Meeting of Council.

OPTIONS:

1. COUNCIL COULD CHOOSE TO SUPPORT THE RECOMMENDATION.

2. COUNCIL COULD CHOOSE TO NOT SUPPORT THE RECOMMENDATION.

3. COUNCIL COULD CHOOSE TO REFER THE REPORT BACK TO STAFF FOR MORE INFORMATION.

Department Head or CAO

A blue ink signature, likely of a Department Head or CAO, written over a horizontal line.

Chief Administrative Officer

A blue ink signature, likely of a Chief Administrative Officer, written over a horizontal line.

THE CORPORATION OF THE CITY OF GRAND FORKS

BYLAW NO. 1963 A-1

A Bylaw to Amend the Grand Forks Noise Control Bylaw No. 1963, 2013

WHEREAS in accordance with the Local Government Act provides that Council may, by bylaw, regulate, prohibit and amend, the making or causing of certain noises or sounds within the Municipal boundaries of the Corporation of the City of Grand Forks.

NOW THEREFORE the Council for the Corporation of the City of Grand Forks, in open meeting assembled, **ENACTS** as follows:

1. This bylaw may be cited for all intents and purposes as the “**Grand Forks Noise Control Amendment Bylaw No. 1963 A-1, 2014**”;
2. That Bylaw No. 1963, cited as the “Grand Forks Noise Control Bylaw No. 1963, 2013”, be amended by adding an exemption to Section 5.1, as follows:
 - (i) industrial operations may operate twenty four (24) hours a day, seven (7) days a week, when required to produce products to fulfill the world wide business market orders. Industry will be required to work with the City to limit noise that disturbs the Community during evening and grave yard shifts. The City realizes that NOT ALL NOISE can be eliminated;
3. That Schedule 2 that relates to fines with regard to the Grand Forks Noise Control Bylaw No. 1963 be deleted in its entirety, as fines are outlined in the Municipal Ticketing Information Bylaw No. 1957, 2013.
4. That this bylaw shall come into force and effect as of the adoption of this amendment bylaw.

Read a **FIRST** time this 15th day of September, 2014.

Read a **SECOND** time this 15th day of September, 2014.

Read a **THIRD** time this 15th day of September, 2014.

FINALLY ADOPTED this 6th day of October, 2014.

Mayor Brian Taylor

Corporate Officer – Diane Heinrich

CERTIFICATE

I hereby certify the foregoing to be a true and correct copy of
Bylaw No. 1963 A-1, the “Grand Forks Noise Control Amendment Bylaw No.
1963 A-1, 2014”, as passed by the Municipal Council of the Corporation of the
City of Grand Forks on the 6th day of October, 2014.

Corporate Officer of the Municipal Council of the
City of Grand Forks

CORPORATION OF THE CITY OF GRAND FORKS

NOISE CONTROL BYLAW NO. 1963

A bylaw to provide for the regulation and prohibition of certain noises and sounds.

WHEREAS the Local Government Act provides Council with the authority, by bylaw, to regulate or prohibit the making or causing of certain noises or sounds within the Municipality-boundaries of the Corporation of the City of Grand Forks; and

WHEREAS the Council of the Municipality Corporation of the City Grand Forks, deems it necessary and desirable to regulate or prohibit noises or sounds, which disturb the quiet, peace, rest, enjoyment, comfort or convenience of neighbourhood persons in the vicinity, or the public;

NOW THEREFORE the Municipal Council of the Corporation of the City of Grand Forks in open meeting assembled **ENACTS** as follows:

1. Title

- 1.1 This bylaw may be cited for all purposes as the **Grand Forks Noise Control Bylaw No. 1963, 2013**".

2. Repeal

- 2.1. The City of Grand Forks Noise Control Bylaw, No. 1313 and all amendments thereto, are hereby repealed and replaced by this bylaw.

3. Definitions

3.1 In this bylaw:

- (a) **"Bylaw Enforcement Officer"** means every person(s) designated by Council as a Bylaw Enforcement Officer for the City or otherwise authorized under the Offence Act, and every Peace Officer;
- (b) **"City"** means the Corporation of the City of Grand Forks;
- (c) **"Council"** means the City Council of the City;
- (d) **"Highway"** includes a street, road, lane, bridge, viaduct and any other way open for the use of the public but does not include a private right-of-way on private property;

- (e) **"Municipality"** means the area within the City boundaries of the City;
- (f) **"Noise"** means any noise or sound that is objectionable, or disturbs, tends to disturb, or is liable to disturb, the quiet, peace, rest, enjoyment, comfort or convenience of the area, or of persons in the area, or the public and shall include, without limiting the generality of the foregoing, the noises and sounds specifically described elsewhere in this bylaw;
- (f) **"Owner"** means an owner or occupier of a parcel of land, or both;
- (g) **"Peace Officer"** shall have the same meaning as in the *Interpretation Act* and shall also include the person or persons who are appointed to enforce and administer this bylaw;
- (h) **"Person(s)"** includes any company, corporation, owner, partnership, firm, association, society or party;
- (i) **"Private Premises"** means the area contained within the boundaries of any privately owned or lease lot, parcel of land within the City and any building or structure situated within those boundaries, but where any lot or parcel contains more than one dwelling unit, each such dwelling unit shall be deemed to be separate private premises;
- (j) **"Property"** means land, with or without improvements, so affixed to the land as to make them in fact and in law, a part of it;
- (k) **"Public Place"** means streets, highways, parks, public squares, beaches, foreshore and all other land and building that not private premises.

4. Prohibited Noises and Sounds

- 4.1 No person(s) shall make or cause, or permit to be made or caused, in or on a highway or elsewhere in the City, any noise or sound which disturbs the quiet, peace, rest, enjoyment, comfort or convenience of the neighborhood, or of persons in the vicinity.
- 4.2 No owner, tenant or occupier of real property shall allow that property to be used so that a noise or sound, which originates from that property, disturbs the quiet, peace, rest, enjoyment, comfort or convenience of neighborhood, or of persons in the vicinity.
- 4.3 No person(s) shall keep any animal, which by its calls, cries, barks, or other noises disturbs the quiet, peace, rest, enjoyment, comfort, or convenience of neighborhood, or of persons in the vicinity.

4.4 Without limiting Sections 3 – 5 of this bylaw, the Council believes that the following noises or sounds are objectionable:

- (a) any calls, cries, barks, or other noises made by an animal which are audible outside the property where the animal is kept, between 11:00 p.m. and 7:00 a.m.;
- (b) any amplified music or speech which is audible outside the property where it originates or is reproduced, between 11:00 p.m. and 7:00 a.m.;
- (c) any noise caused or emanating from construction activity, including alterations, demolitions, and excavations between the hours of 8:00 p.m. and 7:00 a.m.;
- (d) any noise longer than 10 minutes caused or emanating from the operation of a parked or stopped diesel vehicle between 11:00 p.m. and 7:00 a.m.
- (e) any noise caused by the operation of motorized off-road vehicles is not permitted from 6:00 p.m. to 10:00 a.m.

and no person(s) shall cause or permit such noises or sounds to be made.

5. Exemption

5.1 This bylaw does not apply to:

- (a) police, fire, or other emergency vehicles proceeding upon an emergency;
- (b) the excavation, construction, or infrastructure work, or repairing of bridges, streets, highways, or lands by the City or agents acting on its behalf;
- (c) the operation of maintenance equipment by the City or agents acting on its behalf;
- (d) snow removal or highway cleaning operations;
- (e) the operation of a public address system required under a building or fire code;
- (f) a lawnmower, power gardening equipment or chainsaw operated between 7:00 a.m. and 9:00 p.m.;
- (g) a horn from a motor vehicle, boat or train where it is necessary to warn of danger or a hazard;
- (h) an event approved by resolution of Council provided it is within the terms

of that approval – ie: hours of operation.

6. Construction Hours

- 6.1 No person(s) in the City shall on any day, construct, erect, reconstruct, alter, repair or demolish any building, structure or thing or excavate or fill in land in any manner, whatsoever, which makes or causes noises or sounds in or on a highway or elsewhere in the City, which disturb, or tend to disturb, the quiet, peace, rest, enjoyment, comfort or convenience of the neighborhood or of persons in the vicinity, except during the following times:
- (a) Monday through Friday, between the hours of 7 a.m and 9:00 p.m.
 - (b) the erection, demolition, construction, reconstruction, alteration or repair of any building or structure between 7:00 a.m. and 10:00 p.m.;
 - (c) Saturdays, between the hours of 10:00 a.m. and 9:00 p.m.;
 - (d) Sunday and other holidays, between the hours of ten a.m. and 6:00 p.m.
- 6.2 The restrictions contained in this part may be waived or varied by a Permit in writing from the Bylaw Enforcement Officer of the Corporate Officer, granting approval to carry on the work that is found to be a case of urgent necessity and in the interest of public health and safety.

7. Inspections

- 7.1 A Bylaw Enforcement Officer may enter on any property at any reasonable time for the purpose of ascertaining whether the regulations and requirements of this bylaw are being observed.
- 7.2 No person(s) shall obstruct a Bylaw Enforcement Officer from entering property under Section 9.

8. Offences and Penalties

- 8.1 (a) Any person(s) who contravenes this bylaw is liable upon summary conviction to a fine not exceeding \$2,000.00. Every day that infraction of this bylaw continues shall constitute a separate offence.
- (b) Every person or persons, who violates or breaches or who causes or allows to be violated or breached any of the provisions of this bylaw shall be guilty of an offence against this bylaw and each day that such violation is caused or allowed to continue shall constitute a separate offence.

- (c) After the first contact is made and the violation continues to exist every half hour thereafter, constitutes a new offence, as per Schedule 2 of the Municipal Ticketing Information bylaw.

9. Severability

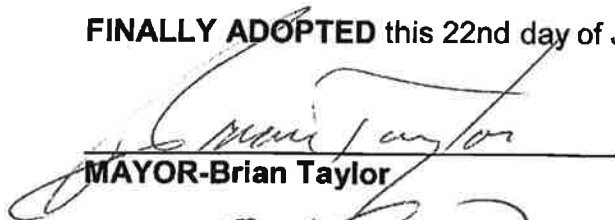
- 9.1 If any portion of this bylaw (including without limitation all or part of Section 7) is held to be invalid by a Court of competent jurisdiction, such invalidity shall not affect the remaining portions of the bylaw.

READ a first time this 24th day of June, 2013.

READ a second time this 24th day of June, 2013.

READ a third time this 24th day of June, 2013.

FINALLY ADOPTED this 22nd day of July, 2013.



MAYOR-Brian Taylor



CORPORATE OFFICER-Diane Heinrich

C E R T I F I C A T E

I hereby certify the foregoing to be a true copy of the Grand Forks Noise Control Bylaw No. 1963, 2013, as passed by the Council of the City of Grand Forks on the 22nd day of July, 2013.

Corporate Officer of the Municipal Council of the
City of Grand Forks

SCHEDULE 2

<u>Bylaw No. 1681 "Noise Control Bylaw"</u>		
COLUMN 1	COLUMN 2	COLUMN 3
Offence	Section	Fine
Noise which disturbs	3	\$100.00
Noise which disturbs form Private Property	4	\$100.00
Amplification equipment which disturbs	6(b)	\$100.00
Animal Noise	6(a)	\$100.00
Bird Noise	6(a)	\$100.00
Operating equipment during restricted hours	6(c)	\$100.00
Operating engine during restricted hours	6(d)	\$100.00
Construction noise during restricted hours	8(a)	\$100.00
Construction noise during restricted hours (Saturday)	8(b)	\$100.00
Construction noise during restricted hours (Sunday)	8(c)	\$100.00
Noise which disturbs	11(c)	\$100.00
Noise which disturbs form Private Property	11(c)	\$100.00

REQUEST FOR DECISION

— REGULAR MEETING —



To: Mayor and Council

From: Sasha Bird,
Manager of Development and Engineering Services

Date: October 6, 2014

Subject: To close that portion of unnamed, undeveloped road traversing Lot 1 and Lot 2, District Lot 534, S.D.Y.D., Plan KAP73069 located between Sagamore Road and 2nd Street.

Recommendation: THAT COUNCIL gives Bylaw 2002, being the Sagamore Road and 2nd Street Road Closure Bylaw third reading.

BACKGROUND: Staff received a request to close a portion of unnamed road, located between Sagamore Road and 2nd Street, which has never been developed or used as a road. The two adjacent property owners had requested the City to close a portion of unnamed, undeveloped road traversing through Lot 1 and Lot 2, Plan KAP73069 located between Sagamore Road and 2nd Street.

At the September 2, 2014 Regular meeting, Council gave first and second reading to Bylaw 2002, being the Sagamore Road & 2nd Street Road Closure Bylaw and directed Staff to advertise the bylaw and send letters to surrounding property owners, inviting them to attend the October 6, 2014 Committee of the Whole meeting to address the Committee with any comments or concerns (written or in person), regarding the proposed road closure bylaw.

On September 15, 2014, Staff sent letters to the surrounding property owners, inviting them to the October 6, 2014 Committee of the Whole meeting. Staff also sent the public notice advertisement to the Gazette to be advertised in the September 17 and September 24, 2014 editions of the Gazette. A copy of the proposed bylaw was sent to the Ministry of Transportation and Infrastructure requesting their signature on Bylaw 2002 – Sagamore Road & 2nd Street Road Closure Bylaw.

The Ministry of Transportation and Infrastructure have signed and returned the bylaw and Council can now give third reading to the bylaw.

REQUEST FOR DECISION

— REGULAR MEETING —



Benefits or Impacts of the Recommendation:

General: The benefit of the closure of that portion of unnamed, undeveloped road would be that Council would be seen as following the Road Closure Policy #1501 and the Real Estate Strategy Guiding Principles Policy #806.

Strategic Impact: The Real Estate Strategy Guiding Principles policy defines a strategy to guide the City in the acquisition, disposition and/or leasing of City owned property in order to maximize the financial returns and for the utilization of these resources to the benefit of the entire Community.

The Road Closure Policy outlines the procedures that need to be followed for a permanent closure of a road and requires a deposit of \$2,500.00 to cover costs. The interested party is responsible for all costs relative to the road closure. The Policy also states that the City will establish the market value price for that portion of closed road.

Financial: By acquiring and selling properties, the City would be generating income from the sale of the land and income through taxation and welcoming new businesses and jobs to the Community.

Policy/Legislation: The requirements to close a portion of road and to advertise the closure are legislated in the Community Charter.

Attachments:

- Plan showing the location of the road to be closed;
- Aerial view of the subject properties that the road traverses over;
- Copy of Bylaw 2002 being the Sagamore Road and 2nd Street Road Closure bylaw;
- The City of Grand Forks Real Estate Strategy Guiding Policy;
- The City of Grand Forks Road Closure Policy.

Recommendation: **THAT COUNCIL** gives Bylaw 2002, being the Sagamore Road and 2nd Street Road Closure Bylaw third reading.

REQUEST FOR DECISION

— REGULAR MEETING —



- OPTIONS:
1. COUNCIL COULD CHOOSE TO SUPPORT THE RECOMMENDATION.
 2. COUNCIL COULD CHOOSE TO NOT SUPPORT THE RECOMMENDATION.
 3. COUNCIL COULD CHOOSE TO REFER THE REPORT BACK TO STAFF FOR MORE INFORMATION.

 Department Head or CAO	 Chief Administrative Officer
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Google earth

THE CORPORATION OF THE CITY OF GRAND FORKS

BYLAW NO. 2002

**A Bylaw to Close and Remove the Dedication of that portion of Road
Shown on Plan 21622 and 27765, D.L. 534, S.D.Y.D.**

=====

WHEREAS in accordance with the Community Charter, Council may, by bylaw, close and remove the dedication of a highway or a portion of it;

NOW THEREFORE the Council for the Corporation of the City of Grand Forks, in open meeting assembled, **ENACTS**, as follows:

1. To close and remove the dedication of those portions of road measuring 1.098 hectares, legally described as Parcel A & Parcel B, DL 534, SDYD, Plan EPP44134, outlined on reference plan prepared by A.F. Hoefsloot, B.C.L.S., dated August 5, 2014 and identified as "Schedule A" and forming part of this bylaw;
2. That title to the above-described portions of closed roads be hereby vested in the name of the Corporation of the City of Grand Forks;
3. That this bylaw may be cited for all purposes as the **"Sagamore Road and 2nd Street Road Closure Bylaw No. 2002, 2014"**.

Read a **FIRST** time this 2nd day of September, 2014.

Read a **SECOND** time this 2nd day of September, 2014.

Read a **THIRD** time this _____ day of _____, 2014.

PUBLIC NOTICE posted at City Hall and advertised in the Grand Forks Gazette on the _____ day of _____, 2014 and the _____ day of _____, 2014.

APPROVED BY the Ministry of Transportation and Infrastructure, pursuant to the Transportation Act, this 17th day of September, 2014.

for 
Approving Officer

FINALLY ADOPTED this _____ day of _____, 2014.

Brian Taylor, Mayor

Diane Heinrich, Corporate Officer

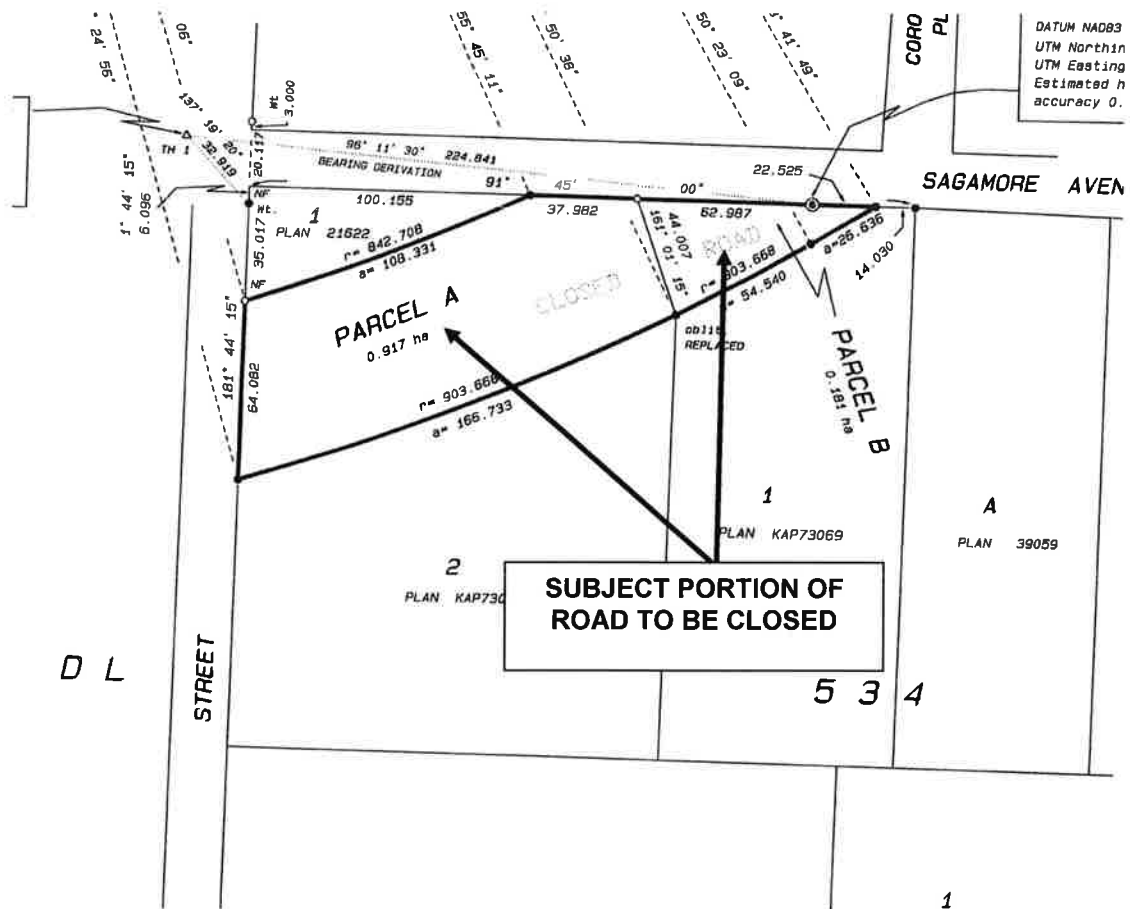
CERTIFICATE

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 2002, as passed by the Municipal Council of the City of Grand Forks on the _____ day of _____, 2014.

Corporate Officer of the Municipal Council of the
City of Grand Forks

Dated this _____ day of _____, 2014.

SCHEDULE "A"



This is Schedule "A" referred to in Section 1 of the Sagamore Road & 2nd Street Road Closure Bylaw No. 2002, 2014.

Date of adoption

Corporate Officer

CITY OF GRAND FORKS

POLICY TITLE: Real Estate Strategy Guiding Principles

POLICY NO: 806

EFFECTIVE DATE: March 26, 2014

APPROVAL: Council

PAGE: 1 of 4

POLICY:

This policy defines a strategy to guide the City of Grand Forks in the acquisition, disposition and leasing of City owned property, in order to maximize the financial returns and for the utilization of these resources, to the benefit of the entire Community.

PURPOSE:

To administer City real estate transactions in the budgeting process or through resolution of Council.

PROCEDURE:

The following guiding principles, for Council's consideration, are as follows:

1. City Policy Documents Considered First

At the highest level, the fundamental policy documents of the City will provide guidelines for the potential acquisition, disposition and leasing of City-owned lands. These documents include:

- The **Sustainable Community Plan**, which establishes long-range physical development goals and objectives and sets out Municipal objectives on ensuring sustainability.
- The **Long-Term Financial Strategy**, which established long-range financial goals and objectives.
- The **Five-Year Financial Plan**, which includes identification of capital expenditures and proposed revenue sources.
- The **Annual Report**, which sets out Municipal objectives, establishes measures and reports on progress.
- The **Corporate Strategic Plan**, as adopted by Council in January of 2011, which outlines Council's initiatives.

- The **Community First agreement**, which sets out Municipal objectives in partnership with the Province of B.C., on strategically prioritizing Community and economic development needs.

2. Open Process

The City, unless otherwise directed by Council, will publicly offer City-owned lands for sale or lease, through an Expression of Interest, Request for Proposal or other public marketing efforts.

3. Revenue Generation and Job Creation

In order to maximize revenues and create more jobs, the City will:

- Sell or lease, whichever is most advantageous for the City, any lands that have been deemed surplus to the City's operational needs or have no broader Community purpose. Lease any lands that are vacant but are being retained by the City for future operational needs;
- Not hold vacant, City-owned lands for unreasonable periods of time.

4. Speculation/Development

The City will not pursue land or develop its own lands, on a speculative basis. The Municipality's purpose under the Community Charter is to provide for "stewardship of the public assets of the Community." The City also does not possess the financial depth and Staff resources to speculate on acquisitions or development.

5. Acquisitions Through Rezoning

The City will attempt to secure private lands of interest first, through rezoning applications.

6. Sponsored Crown Grants

The City will attempt to locate any new Municipal buildings, facilities or parks, on Crown lands through a Sponsored Crown Grant, wherever feasible. Sponsored Crown Grants are made available to Municipalities by the Crown, at no cost, provided the land is only used for Municipal purposes.

7. Strategic Acquisitions

The City will explore acquisitions to enhance the value of existing City-owned lands or provide strategic benefits to the Community and also with consideration to Council's Strategic Plan, SCP and other pertinent plans, (i.e. advancing environmental stewardship).

8. Secondary Benefits to Disposing

The City will also consider disposing of City-owned lands to create secondary benefits, such as

- (1) catalyst to new development;
- (2) attract a key industry'
- (3) securing beneficial Community services or facilities.

9. Support Community Groups

The City will continue to support Community organizations by providing land at a nominal fee, where the Council feels it supports their overall Community's goals, identified in the Strategic Plan, Sustainable Community Plan and other relevant plans.

10. Annual Review to Develop Strategy

Drawing on the principles above, it is recommended that an annual review be performed to identify:

- (1) City-owned properties for disposition and/or lease;
- (2) Crown/private properties for acquisition;
- (3) properties with opportunities for enhancement to the City and/or the Community. This analysis will provide important input into the City's Annual Operating Budget (i.e. appraisal costs, surveying...) and will provide input into the City's Capital Plan (i.e. potential proceeds, funds required). This review to be incorporated into Council's review of priorities during annual Council priority and strategic planning sessions.

11. Community Charter Governs Actions

In terms of properties identified for acquisition/disposition, there are considerable regulations in the Community Charter governing how the City can participate in transactions. The requirements of the Community Charter are so prescriptive. There is no further requirement to establish policies in this regard. Key highlights of the Community Charter affecting the City's acquisitions/ dispositions include:

- Providing Assistance - if land is being disposed of to a business, Council needs to be aware of the prohibition against assistance to business: "Council must not provide a grant, benefit, advantage or other form of assistance, to a business," unless specifically provided for (Section 25). Assistance includes disposing of land or improvements for less than market value. If Council wishes to dispose of

land below market value, to assist a business, it can only do so in the context of a partnering agreement (Section 21). A partnering agreement enables a person to provide a service on behalf of Council. Council must provide prior notice of its intention to provide such assistance (Section 24).

- Fettering Council - any acquisition/disposition that may involve Council also exercising its legislative powers in considering land use matters should recognize the need to avoid Council's decision making.
- Use of Proceeds - Council is legally obligated to place the proceeds of property sales in a reserve fund for capital purposes and further restrictions exist in the case of:
 - the sale of parkland dedicated on subdivision or received in place of a development cost charge; or
 - the sale of closed roads which provided access to a body of water.
- Special Provisions - special provisions are required for the exchange or disposal of parkland, disposal of water and sewer systems and other utilities, Municipal roads, Municipal forests, disposal of assets acquired using provincial grants and disposal of lands obtained by tax sales: governed by Part 11. Division 8. Annual Tax Sale of the Local Government Act.

12. Budget Implications

As outlined above, the recommended "Annual Review to Develop Strategy" will provide input into both the City's Annual Operating Budget and Capital Plan.

13. Policy Implication

Provides a significant first step and foundation for guiding the City's future real estate decisions. Further policy work will follow with respect to leases/licenses.

14. Environmental Considerations

Opportunities to advance environmental stewardship will be explored each year during the annual review and presented to Council for consideration.

15. Cost benefit to the City

Opportunities to take advantage of any cost benefits to the City will be explored each year and presented to Council for consideration.

CITY OF GRAND FORKS

POLICY TITLE:	Road Closure Policy	POLICY NO:	1501
EFFECTIVE DATE:	July 20, 2009	SUPERSEDES:	
APPROVAL:	Council	PAGE:	1 of 1

Purpose:

To have money on hand for the recovery of costs for expenses involved in a permanent road closure and ensure that the City does not incur any costs relative to another party's request for road closure.

Policy:

It is Council's policy that all applications for permanent road closures from applicants wishing to take title to the property in question shall be accompanied by a deposit of \$2,500.00. All costs relative to the road closure and payment of market value for any property transferred will be at the sole cost of the purchaser. The City will establish the market value price for the property.

Policy Procedure:

1. \$2,500.00 deposit and a fair market value appraisal, agreed to by the applicant, will be required prior to the City taking any action to initiate road closure.
2. Should the Applicant decide not to proceed with the road closure, at any time during the process, the deposit will be refunded to the applicant, less any related costs incurred by the City. Should the City decide not to proceed with the Road Closure, at any time during the process, the deposit will be refunded to the Applicant.
3. Where the costs of the road closure exceed the amount of the deposit, the applicant will be required to pay such excess costs, as calculated by the City and will include all legal, survey, appraisal, advertising and land title fees.
4. Where the total final costs of the road closure are less than the deposited amount, the overpayment will be refunded to the applicant.
5. As a condition of the road closure, the closed portion of road must either be consolidated with the adjoining property, or another road must be constructed to replace the closed road.
6. The process for the road closure must follow the Provincial Government regulations.

CITY OF GRAND FORKS

POLICY TITLE:	Road Closure Policy	POLICY NO:	1501
EFFECTIVE DATE:	July 20, 2009	SUPERSEDES:	
APPROVAL:	Council	PAGE:	1 of 1

Purpose:

To have money on hand for the recovery of costs for expenses involved in a permanent road closure and ensure that the City does not incur any costs relative to another party's request for road closure.

Policy:

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Policy Procedure:

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5. As a condition of the road closure, the closed portion of road must either be consolidated with the adjoining property, or another road must be constructed to replace the closed road.
6. The process for the road closure must follow the Provincial Government regulations.

CITY OF GRAND FORKS

POLICY TITLE:	Road Closure Policy	POLICY NO:	1501
EFFECTIVE DATE:	July 20, 2009	SUPERSEDES:	
APPROVAL:	Council	PAGE:	1 of 1

Purpose:

To have money on hand for the recovery of costs for expenses involved in a permanent road closure and ensure that the City does not incur any costs relative to another party's request for road closure.

Policy:

It is Council's policy that all applications for permanent road closures from applicants wishing to take title to the property in question shall be accompanied by a deposit of \$2,500.00. All costs relative to the road closure and payment of market value for any property transferred will be at the sole cost of the purchaser. The City will establish the market value price for the property.

Policy Procedure:

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3. Where the costs of the road closure exceed the amount of the deposit, the applicant will be required to pay such excess costs, as calculated by the City and will include all legal, survey, appraisal, advertising and land title fees.
4. Where the total final costs of the road closure are less than the deposited amount, the overpayment will be refunded to the applicant.
5. As a condition of the road closure, the closed portion of road must either be consolidated with the adjoining property, or another road must be constructed to replace the closed road.
6. The process for the road closure must follow the Provincial Government regulations.

REQUEST FOR DECISION

— REGULAR MEETING —



To: Mayor and Council
From: Roger Huston, Manager of Operations
Date: October 6, 2014
Subject: Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014
Recommendation: **RESOLVED THAT** Council approve Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014 and give the bylaw first & second readings.

BACKGROUND: The City of Grand Forks Electrical Utility Regulatory Bylaw No. 1543 was adopted in 1998 and requires updating to meet the current requirements for management and maintenance of the electrical utility of Grand Forks. The proposal is to have City Council repeal the existing bylaw and adopt a new bylaw that is similar to bylaws currently in use by other municipalities and cities in the Province, but structured to meet our community's needs.

At the September 15, 2014 Regular Meeting, Council resolved to receive the introduction of the new Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014 and refer the Bylaw to the Regular Meeting of Council scheduled for October 6th, 2014 for first, second, and third readings.

Benefits or Impacts of the Recommendation:

General: The objective is to rescind Electrical Utility Regulatory Bylaw No. 1543, 1998 and all amendments thereto.

Strategic Impact: To allow for adoption of an updated bylaw that reflects current requirements and allows for better management of City infrastructure.

Financial: The City will have the ability to better manage the supply and distribution of electricity in the City and forecast financial requirements more accurately.

Policy/Legislation: Council's authority to amend or repeal bylaws comes from the Community Charter.

Attachments: 1) Draft - Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014.

Recommendation: **RESOLVED THAT** Council approve Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014 and give the bylaw first & second readings.


REQUEST FOR DECISION

— REGULAR MEETING —



OPTIONS:

1. COUNCIL COULD CHOOSE TO SUPPORT THE RECOMMENDATION.
2. COUNCIL COULD CHOOSE TO NOT SUPPORT THE RECOMMENDATION.
3. COUNCIL COULD CHOOSE TO REFER THE REPORT BACK TO STAFF FOR MORE INFORMATION.

	
Department Head or CAO	Chief Administrative Officer

THE CORPORATION OF THE CITY OF GRAND FORKS

BYLAW NO. 1543-R

**A BYLAW TO REPEAL ELECTRICAL UTILITY REGULATORY
BYLAW NO. 1543, 1998**

=====

WHEREAS it is deemed necessary and expedient to repeal Bylaw No. 1543 in its entirety;

NOW THEREFORE, the Council of the Corporation of the City of Grand Forks in open meeting assembled **ENACTS** as follows:

1. That Bylaw No. 1543, cited for all purposes as the City of Grand Forks "Electrical Utility Regulatory Bylaw No. 1543, 1998" and all amendments thereto, be hereby repealed.
2. This bylaw may be cited as the **"City of Grand Forks Electrical Utility Regulatory Repeal Bylaw No. 1543-R, 2014"**.

Read a **FIRST** time this 6th day of October, 2014.

Read a **SECOND** time this 6th day of October, 2014.

Read a **THIRD** time this _____ day of _____, 2014.

FINALLY ADOPTED this _____ day of _____, 2014.

Mayor Brian Taylor

Diane Heinrich – Corporate Officer

CERTIFICATE

I hereby certify the foregoing to be a true copy of Bylaw No. 1543-R as adopted
by the Municipal Council of the City of Grand Forks on the _____ day of
_____, 2014.

Corporate Officer of the Municipal Council of the
Corporation of the City of Grand Forks

Date

REQUEST FOR DECISION

— REGULAR MEETING —



To: Mayor and Council
From: Roger Huston, Manager of Operations
Date: October 6, 2014
Subject: Electrical Utility Regulatory Bylaw No. 1975, 2014
Recommendation: **RESOLVED THAT** Council approve Electrical Utility Regulatory Bylaw No. 1975, 2014 and give the bylaw first & second readings.

BACKGROUND: The City of Grand Forks Electrical Utility Regulatory Bylaw No. 1543 was adopted in 1998 and requires updating to meet the current requirements for management and maintenance of the electrical utility of Grand Forks. The proposal is to have City Council adopt a new Electrical Utility Regulatory Bylaw which is similar to bylaws currently in use by other municipalities and cities in the Province, but structured to meet our community's needs.

The areas of significant change between the current bylaw and the proposed bylaw are:

- Updated definitions section to stay current with the manner in which the utility operates.
- Added clarity for meter locations and supply voltages offered. This will help to improve customer clarity on what is and is not available.
- Added a Net metering service to accommodate resident wanting to install solar PV systems and both purchase and sell energy to the electrical grid. – Provisions have been made to limit the size of system and amount of energy that the utility may need to purchase to strike a balance between encouraging renewable energy without exposing the utility to undue amounts of high cost energy purchase.
- Defined rates for common service connections to provide clarity to customers around service fees. These fees are based on Nelson Hydro fee structure which in turn was based on an analysis of many actual connections. Individual services may be higher or lower cost but should on average work out to the base rate.
- Various wording revisions to reflect the current practices of most electric utilities.

At the September 15, 2014 Regular Meeting, Council resolved to receive the introduction of the new Electrical Utility Regulatory Bylaw No. 1975, 2014 and refer the Bylaw to the Regular Meeting of Council scheduled for October 6th, 2014, for first, second and third readings.

REQUEST FOR DECISION

— REGULAR MEETING —



Benefits or Impacts of the Recommendation:

- General:** The objective is to rescind Electrical Utility Regulatory Bylaw No. 1543, 1998 and all amendments thereto and to adopt an updated, legislated bylaw that is workable and enforceable by City staff.
- Strategic Impact:** To update the Bylaw to reflect current requirements and allow for better management of City infrastructure.
- Financial:** The City will have the ability to better manage the supply and distribution of electricity in the City and forecast financial requirements more accurately.
- Policy/Legislation:** The Community Charter governs bylaws and amendments thereto.
- Attachments:** 1) Draft - Electrical Utility Regulatory Bylaw No. 1975, 2014.

Recommendation: **RESOLVED THAT** Council approve Electrical Utility Regulatory Bylaw No. 1975, 2014 and give the bylaw first & second readings.

OPTIONS:

1. **COUNCIL COULD CHOOSE TO SUPPORT THE RECOMMENDATION.**
2. **COUNCIL COULD CHOOSE TO NOT SUPPORT THE RECOMMENDATION.**
3. **COUNCIL COULD CHOOSE TO REFER THE REPORT BACK TO STAFF FOR MORE INFORMATION.**

	
Department Head or CAO	Chief Administrative Officer

THE CORPORATION OF THE CITY OF GRAND FORKS

ELECTRICAL UTILITY REGULATORY BYLAW NO. 1975

A bylaw to provide for the regulation and control of the Electrical Utility of the Corporation of the City of Grand Forks and impose rates, terms and conditions for supply of electricity service.

WHEREAS the Council of the Corporation of the City of Grand Forks considers it desirable and expedient to maintain an Electrical Department for the Grand Forks community and to make regulations for the supply of this service;

NOW THEREFORE, in open meeting assembled, be it resolved that the Council of the Corporation of the City of Grand Forks **ENACTS** as follows:

1. TITLE

- 1.1 This bylaw may be cited for all purposes as the **“City of Grand Forks Electrical Utility Regulatory Bylaw No. 1975, 2014.”**

2. DEFINITIONS

- 2.1 In this Bylaw, unless the content otherwise requires, the following definitions will apply:

“Bi-Monthly” means every two-month period;

“City” means the Corporation of the City of Grand Forks;

“Chief Financial Officer” means the Chief Financial Officer appointed by the City or his/her authorized deputy;

“Customer” means an Owner of real property to which electrical energy is supplied by the City;

“Council” means the elected Council of the Corporation of the City of Grand Forks;

“Electrical Department” is as defined in Section 3.3 of this bylaw;

“Electrical Utility” means the City’s electrical distribution system and includes all the structures, switchgear, transformers, poles, wires, cables, meters and related apparatus and facilities used in the receiving, distribution and measuring of electrical power and energy and which comprise the electrical distribution system. It also includes all land, easements, rights-of-way, buildings, vehicles,

tools, or other things, which, by their necessity and usage, form an essential part of the electrical distribution system;

“Manager of Operations” means the person appointed from time to time by the City to supervise the operations of the Electrical Utility or his authorized deputy or assistant;

“Owner” means the same as in the Community Charter, as amended from time to time;

“Point of Delivery” means the first point of connection between the City’s electrical distribution and the Customers’ electrical facilities. This will be at the service mast on overhead services (not including the attachment point for the overhead wire) and at property line on underground secondary services;

“Power Factor” means the percentage determined by dividing the Customer’s demand measured in kilowatts by the same demand measured in kilovolt-amperes;

“Premises” means the land occupied by the Customer together with any buildings, works, or improvements, which have been erected or constructed thereon;

“Rate or Rates” includes every toll, rate, security deposit, and interest on arrears or any other lawfully collectible charges applicable under this Bylaw for the provision and delivery of electricity in any form or services which are in any way related to the delivery of electricity;

“Service” means the supply of electricity from the City to any premises, and where the context requires, the electrical utility necessary to and actually used for the purposes of the supply;

“Service Area” means the area within the boundaries of the City currently serviced by the City’s Electrical Utility, as outlined in “Schedule A”;

“Service Connection” means that portion of the distribution system facilities extending from the City’s circuits on a public highway to the point of delivery. They include but are not necessarily limited to the following types:

- a) **“Overhead Service”** - That portion of an overhead service connection extending not more than 30 meters onto the Customer’s property and not beyond the first intermediate support on such property.
- b) **“Dip Service”** - A service connection provided from the City’s overhead circuits that is underground where it crosses the Customer’s property line.

- c) **“Underground Service”** - A service connection provided from the City's underground circuits;

“Service Entrance” is the point on the Customer's premises at which the point of delivery is between the City's system and the Customer's system;

“Temporary Service” means a service provided to meet a temporary need (no longer than 270 days connected) not to exceed 30 meters in length from the City's distribution and does not include the supply of a periodical or seasonal service requirement that may occur at the same location.

3. ADMINISTRATION

- 3.1 The Electrical Utility shall be administered jointly by the Financial Administration Department and the Electrical Department, and the management of such departments shall be directly responsible to the Chief Administrative Officer.
- 3.2 The Financial Administration Department, under the control of the Chief Financial Officer, shall be totally responsible for the business management of the Electrical Utility. The department will be responsible for the control and management of all financial matters pertaining to the operation of the Utility and preparation of budgets, financial statements pertaining to the Electrical Utility operation, and for the preparation of all bills and accounts, and the collection of same, all in accordance with the rates and charges outlined in “Schedule C”, and the billing and collection regulations outlined in “Schedule D”, attached to this bylaw.
- 3.3 The Electrical Department, under the control of the Manager of Operations shall be responsible for the construction, maintenance and operation of all the properties and physical plant owned or controlled by the City, which are necessary for and pertinent to the proper operation of the Electrical Utility.

The Manager of Operations shall also be responsible for:

- a) all matters directly related to the supply of service to Customers of the Electrical Utility and the maintenance of good quality service to such Customers;
- b) determining that all works constructed by or for the Electrical Utility are in accordance with applicable requirements for electric utilities in the Province of British Columbia;
- c) ensuring, to the best of his/her ability, the safety of all employees of the Electrical Department and of the City who may be performing works related to the operation of the Electrical Utility;

- d) the enforcement of the “Electrical Service Regulations”, as outlined in “Schedule B” of this bylaw. He/She shall also ensure that all policies, procedures and the works installed, constructed, altered, repaired or maintained for the Electrical Utility are done in such a manner as will cause minimal damage or danger to life or property of the employee or public at large. He/she shall be responsible at all times to the Chief Administrative Officer.

4. TERMS AND CONDITIONS

4.1 The City’s Responsibilities:

- a) The City will endeavour to provide a regular and uninterrupted supply of electricity but it does not guarantee a constant supply of electricity or the maintenance of unvaried frequency or voltage and shall not be responsible or liable for any loss, injury, damage or expense caused by or resulting from any interruption, termination, failure or defect in the supply of electricity, whether caused by the negligence of the City, its servants or agents, or otherwise unless the loss, injury, damage or expense is directly resulting from the willful misconduct of the City, its servants or agents, provided, however, that the City, its servants and agents are not responsible for any loss of profit, loss of revenues or other economic loss even if the loss is directly resulting from the willful misconduct of the City, its servants or agents.

4.2 The Customer’s Responsibilities:

- a) Every Customer shall comply with the terms and conditions set out in “Schedule B”.
- b) Every Customer shall pay for the service in accordance with the rates and charges outlined in “Schedule C” of this bylaw.
- c) The Customer also agrees to pay for the service based on the Electrical Billing and Collection Regulations, outlined in “Schedule D” of this bylaw.
- d) If a Customer does not pay the fees and charges, outlined in all portions of this bylaw, on or before December 31st in the year that the rates or charges were due and payable, then those rates and charges will be added to and form part of the taxes payable on the property as taxes in arrears.
- e) The Customer is responsible for supplying all the information necessary to properly determine the service requirements.

- f) The Customer shall be responsible for the installation of the service entrance and the meter location, which shall be located at a point satisfactory to the City.

5. VIOLATIONS AND PENALTIES

- 5.1 Any person guilty of any violation or infraction of any of the provisions of this Bylaw (whether expressly declared or not), shall be liable, upon conviction, to a fine of not more than Two Thousand (\$2000.00) Dollars and costs of prosecution. The penalties imposed under this sub-Section supplement and are not a substitute for any other remedy to an infraction of this bylaw.

6. APPLICATION

- 6.1 This bylaw applies to all lands within the Service Area.

7. SEVERABILITY

- 7.1 If any Section, sub-Section, clause, sub-clause or phrase of this bylaw is for any reason held to be invalid by the decision of any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this bylaw.

8. REPEAL

- 8.1 The City of Grand Forks “**Electrical Utility Regulatory Bylaw No. 1543, 1998**” and all amendments thereto are hereby repealed.

9. ENACTMENT

- 9.1 This bylaw is to take effect upon adoption by the Council of the Corporation of the City of Grand Forks.

Read a **FIRST** time this 6th day of October, 2014.

Read a **SECOND** time this 6th day of October, 2014.

Read a **THIRD** time this _____ day of _____, 2014.

FINALLY ADOPTED this _____ day of _____, 2014.

Mayor Brian Taylor

Corporate Officer – Diane Heinrich

CERTIFICATE

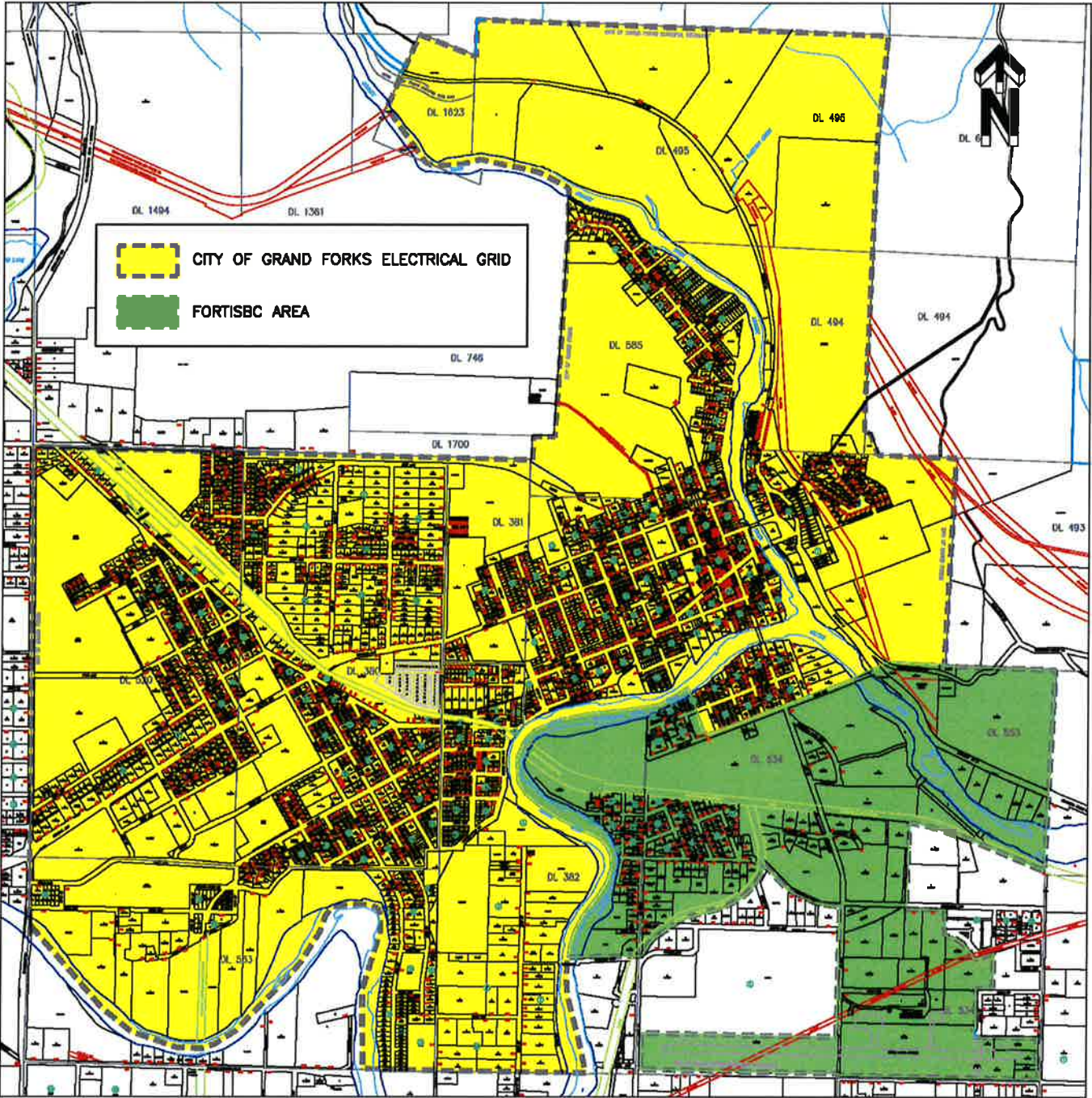
I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1975, as passed by the Municipal Council of the Corporation of the City of Grand Forks on the _____ day of _____, 2014.

Corporate Officer of the Municipal Council of the
City of Grand Forks

Date Signed

SCHEDULE A

CITY OF GRAND FORKS ELECTRICAL SERVICE AREA



SCHEDULE B

CITY OF GRAND FORKS
ELECTRICAL SERVICE REGULATIONS

1. Terms and Conditions of Use and Supply of Electrical Energy:

- 1.1 Every Customer shall, in respect of any real property of that Customer to which electrical energy is supplied by the City:
- (a) pay to the City, in accordance with the rates and charges set out in "Schedule C" and in accordance with "Schedule D", for the electrical energy supplied by the City to that real property;
 - (b) ensure that electrical energy supplied by the City to that real property is not used for any purpose other than the purpose identified in the application for service relating to that real property;
 - (c) not damage, and shall ensure that occupiers of or invitees to that real property do not damage, any electrical equipment or facilities installed by the City on that real property. This is to include any seal or sign attached to that equipment;
 - (d) ensure that nothing is done on that real property, including without limitation an alteration of wiring, that will or may appreciably change the amount or nature of the load imposed on the Electrical Utility, without the prior consent of the Manager of Operations;
 - (e) ensure that officers, employees and agents of the City have safe and unobstructed access on that real property at all reasonable times for the purpose of ensuring that this Bylaw is being complied with, testing the Owner's electrical energy system, or carrying out any other activity that is necessary for the proper operation of the Electrical Utility;
 - (f) where an officer, employee or agent of the City returns to the Owner's real property to complete work that he or she was unable to complete on a previous attendance by reason of the Owner's failure to comply with Section 1.1(e) of this Schedule, pay to the City the charge set out in Section 4.1 of Schedule "C" as a return visit charge;
 - (g) ensure that the power factor applicable to the delivery of electrical energy to that real property is not lower than 95%;
 - (h) ensure that single phase motors rated larger than two (2) horsepower are not used on 120 volt circuits without the prior written consent of the Manager of Operations;

- (i) ensure that motors of 20 horsepower or larger are equipped with reduced voltage starters or other devices approved in writing by the Manager of Operations, unless otherwise authorized in writing by the Manager of Operations;
 - (j) ensure that 120 volt circuits are connected so as to balance as nearly as possible the currents drawn from the circuits at the point of delivery;
 - (k) ensure that space heating units having a rating of 3 kw or larger are individually thermostatically controlled and that no single in-line thermostat is used to control more than 6 kw of rated capacity;
 - (l) ensure that the phase heating units controlled by one switch or thermostat have no more than 25 kw of rated capacity; and
 - (m) ensure that no facilities capable of generating electricity, except as otherwise permitted in this bylaw, are installed, unless those facilities are at all times electrically isolated from the Electrical Utility.
- 1.2 The City shall retain full title to all electrical equipment and facilities up to the point of delivery, including without limitation all electrical metering devices, installed by the City for the purpose of supplying and measuring electrical energy under this Bylaw.
- 1.3 The City may discontinue the supply of electrical energy to any real property where:
- (a) the Owner of that real property has failed to comply with any provision of this Bylaw;
 - (b) in the opinion of the Manager of Operations, the continued supply of electrical energy to that real property would or might be harmful to the Electrical Utility, create an unreasonable demand on that system, or create an abnormal or unacceptable fluctuation of the line voltages of that system;
 - (c) discontinuance is necessary to enable the City to repair or maintain the Electrical Utility;
 - (d) by reason of a shortage of supply or otherwise, the City considers that it cannot practically continue to supply electrical energy to that real property;
 - e) a previously metered service has been disconnected for more than 1 year.

- 1.4 The City may, from time to time, conduct tests of any Customer's power factor, and where that power factor is found by the City to be lower than 95%, the Customer shall, within 30 days of a written request to do so from the City, install, at his or her expense, power factor corrective equipment acceptable to the Manager of Operations.
- 1.5 Every Customer is liable for, and shall pay to the City forthwith after receiving an invoice setting out those costs, any costs incurred by the City in repairing any damage caused to the Electrical Utility or to any equipment or facilities installed by the City on that Customer's real property, where the damage occurs as a result of the failure of the Customer to comply with any provision of this Bylaw.

2. New Service Connections

- 2.1 No person may request to connect any electrical energy lines or works to the Electrical Utility unless:
- (a) the Owner of the real property to be supplied with electrical energy as a result of that connection has first:
 - i) submitted to the City a complete New Electrical Service Application in a form provided by the City;
 - ii) paid the New Electrical Service Application fee that is identified in "Schedule C" of this Bylaw as the fee applicable to the type of connection identified in the New Electrical Service Application; and
 - iii) provided evidence satisfactory to the Manager of Operations that he or she has obtained every permit and approval, including the approval of a provincial electrical inspector, that he or she is required under any enactment to obtain before requesting the connection,
 - (b) the person requesting the connection is the Owner of the real property to be supplied with electrical energy as a result of that connection or a person authorized in writing by that Owner to request the connection.
- 2.2 All Meters shall be installed by the City, in a location approved by the Manager of Operations. Meter location specifications shall be as follows:
- (a) The meter socket shall be surface mounted, located on an outside wall and be within one Meter of the corner nearest to the point of supply, except in the case of Metering over 300 volts, the Meter shall be installed on the supply side of the Customer disconnect and Meter locations shall be approved by the Utility Department;
 - (b) All meter sockets shall be installed between 1.5 meters and 2 meters above final ground level to the centre of the meter and located not more than 30 meters into the lot;

- (c) Meters shall not be installed in carports, breezeways or on decks or other similar areas;
- (d) Meters shall be installed in locations that permit safe and unfettered access by employees or agents of the City;
- (e) The Manager of Operations, at its sole discretion, may make exceptions to the general specifications for meter installations, where a standard location will cause design and installation difficulties, subject to the meter remaining accessible to the City at all times;
- (f) The Manager of Operations may require, at the Customer's expense, that the Customer relocate any meter that is located in an area that cannot be conveniently accessed by the City at all times, or is considered by the Manager of Operations to be unsafe;
- (g) For all electrical Services in excess of 200 amperes, the Customer shall supply and install an enclosure for current and potential transformers and the design of the enclosure shall first be approved by the Manager of Operations;
- (h) Primary voltage metering connections shall have metering installations paid for by the Customer;
- (i) The Manager of Operations may refuse connection of any electrical Service built in a location not approved by the Manager of Operations, or not built to accepted standards;
- (j) The City will not supply transformation from one secondary voltage to another secondary voltage;
- (k) The City reserves the right to determine the supply voltage of all electrical Service connections;

2.3 Nominal Secondary Supply Voltages are:

- (a) From pole mounted transformers:
 - i. Single Phase – 120/240 volts, 3 wire, maximum 400 amperes.
 - ii. Three Phase - 120/208 volts, 4 wire, maximum 400 amperes transformation capacity.
 - iii. Three Phase - 347/600 volts, 4 wire, maximum 400 amperes transformation capacity.
- (b) From pad mounted transformers:

- i. Single Phase – 120/240 volts, 3 wire, maximum 800 amperes.
 - ii. Three Phase – 120/208 volts, 4 wire, maximum 500 kVA transformation capacity.
 - iii. Three Phase – 347/600 volts, 4 wire, maximum 2,500 kVA transformation capacity.
 - (c) Delta services are prohibited.
 - (d) For loads or supply voltages different from those listed in this Section (e.g. 277-480 volts), the Manager of Operations may require that a Customer supply their own transformation facilities and take service at the available primary voltage; or supply their own secondary voltage conversion transformation.
 - (e) All facilities and equipment to be connected to the City's facilities must be in a condition that is approved by the Manager of Operations. Installation must be carried out in a manner to ensure proper balancing of phases and circuits, and to ensure that the City's equipment is not endangered or that no abnormal voltage fluctuations are anticipated. All three-phase, four-wire facilities must be designed to prevent the load on the phase with the highest load exceeding that on the phase with the lowest load by more than ten (10%) percent.
- 2.4 Customer owned electrical facilities must not be extended across, under or over a street, lane, alley or other public or private space not owned by the Customer for the purpose of servicing more than one Premise through one meter.
- 2.5 It is the Customer's sole responsibility to obtain any easements or statutory rights of way required by the City or others, to permit the installation of an electrical Service.

3.0 Electrical Utility Extension

- 3.1 The Manager of Operations is not required to approve any New Electrical Service Application in respect of any real property, where the connection cannot be made without an extension of the City's electrical service line, unless:
- (a) the City has first approved (and it is under no obligation to do so) the extension of that service line;
 - (b) the Owner has first paid to the City the cost estimated by the City to extend that service line, which cost shall include, without limitation, the cost of installing any poles or other works or appurtenances related to that service line extension; and

- (c) the Owner has first granted to the City, or ensured that others have granted to the City, statutory rights-of-way, satisfactory to the City over any property on which the service line is to be located that is not under the possession and control of the City.

3.2 Where the cost incurred by the City in extending a Service line to any real property exceeds the amount paid by the Owner of that real property under Section 3.1(b) of this Schedule, the Owner shall forthwith upon receiving a bill from the City pay to the City the amount of that excess, and where the amount paid by the Owner to the City under Section 3.1(b) of this Schedule exceeds the cost incurred by the City in extending the service line, the City shall pay the amount of the excess to the Owner.

3.3 Subject to Section 3.5 of this Schedule, where a property Owner pays for the extension of a service line under Section 3.1(b) of this Schedule and the extension has the capacity to serve land other than land owned by that property Owner, each property Owner whose property is subsequently connected to that extension shall pay to the City for each electrical service connection made within that extension, in addition to any other charges applicable under this Bylaw, the following amount, and the original property Owner who paid for the service line extension will be reimbursed the following amount:

	X	<div style="text-align: center; margin-bottom: 5px;">1</div> <hr style="width: 100%; border: 0.5px solid black;"/> <i>Sum of the possible service connections which could be made within the service line extension based on the City's bylaws regulating the subdivision of land, plus one (for original service)</i>
<i>Cost of service line extension paid by the original property owner</i>		

3.4 For the purpose of Section 3.3 of this Schedule, the number of possible service connections referred to in the calculation described in that Section is the number estimated by the Manager of Operations at the time the original property Owner applies for the service line extension.

3.5 Section 3.3 of this Schedule ceases to apply to a service line extension on the earlier of:

- (a) the day on which the property Owner who paid the cost of the service line extension has been reimbursed that cost less the amount obtained as a result of the calculation referred to in Section 3.3 of this Schedule, and
- (b) the day which is five (5) years after the day on which the service line extension is completed.

4. Electrical Energy Accounts

- 4.1 No person shall use electrical energy supplied by the City unless an Owner of real property to which that electrical energy has an Electrical Utility account in his or her name.

5. New Accounts

- 5.1 An Owner of real property to which electrical energy is being, or is capable of being supplied, may apply to the City to have an Electrical Utility account opened in his or her name by submitting to the City a completed Existing Electrical Account Application in a form provided by the City and by paying to the City, the existing service connection charge set out in Section 4.1 of "Schedule C".

6. Turning Off or On Existing Service

- 6.1 An Owner of real property may apply to have an existing electrical service turned off or on or a disconnected meter reconnected by submitting to the City a completed Existing Electrical Account Application in a form provided by the City and by paying to the City the existing service connection charge set out in Section 4.1 of "Schedule C".

7. Meter Reading

- 7.1 An Owner of real property or a person designated by the Owner as the agent, may apply to have an electrical meter read by submitting to the City a written request in the form provided by the City and by paying to the City the existing service connection charge set out in Section 4.1 of "Schedule C".

8. Refusal to Connect or Serve

- 8.1 The City may refuse to provide service to any person who has an unpaid account at any dwelling within the Service Area or who has otherwise failed to comply with any provision of this Bylaw.

9. Point of Delivery and Metering

- 9.1 For overhead secondary service connections, the point of delivery shall be where the Customer's circuit connects to the City's overhead system at the service mast (not including the attachment point or structure). For an underground secondary service the point of delivery shall be where the underground circuit enters the property owned or occupied by the Customer.
- 9.2 The metering of the Customer's load demand and energy consumption shall be done by facilities owned and provided by the City. The Customer shall, where

required, make all necessary provisions for the installation of the City's facilities, including any necessary wiring and fittings and boxes, to the satisfaction of the City and in accordance with all the applicable electrical inspection rules and safety requirements.

- 9.3 The Customer shall take all reasonable care to protect all meters and related apparatus belonging to the City on the Customer's premises and shall reimburse the City for any loss or damage occurrence to same except to the extent that the Customer is able to show that loss or damage was due to defects in such facilities or to omission or negligence on the part of the City's employees.
- 9.4 Where separate points of delivery exist for the supply of electricity to a single Customer or more than one meter is required to properly measure the load demands, consumption and power factors of the Customer's loads as supplied under the applicable rates Schedules, the readings of such meters will be billed separately unless their combination is specifically authorized by the City.

10. Removal of Hazardous Trees from Private Property

- 10.1 The City may without notice to, or the consent of the property Owner, as the case may be, enter at any reasonable time upon all lands and premises for the purpose of inspecting any trees, shrubs and other growths or any other obstacles which may in the City's sole discretion constitute a danger or a hazard to the electrical distribution system.
- 10.2 The City may give notice ("the Notice") to a property Owner, which would require the property Owner to remove, cut, top, prune, move, or otherwise deal with any trees, shrubs and other growths or any other obstacles on a one time or periodic basis that, in the City's sole discretion, may endanger or present a hazard, or become dangerous or hazardous to the electrical distribution system.
- 10.3 Unless the Notice expressly excludes the requirement to obtain approval in advance, a person will not undertake any works relating to any tree, shrub, or growth that is subject of the Notice, without the prior approval of the City, by filing a work plan, which is satisfactory to the City.
- 10.4 If the property Owner fails to comply with the requirements in the Notice within 20 days of the date of the Notice, or such other later date that may be specified in the Notice, to the satisfaction of the City, then the City may enter at any reasonable time upon the premises for the purpose of removing, cutting, topping, pruning, moving or otherwise dealing with any trees, shrubs and other growths or any other obstacles on a one time or periodic basis or otherwise as required by the Notice.
- 10.5 Notwithstanding the issuance of the Notice, the City may exercise its rights, powers and obligations under this Section to remove the trees, shrubs and other

growths or other obstacles that are the subject of the Notice, and the property Owner will compensate and be liable to the City for all costs and expenses incurred by the City in performing the works undertaken by the City.

- 10.6 The City may without notice to, or the consent of the property Owner, as the case may be, enter at any reasonable time upon all lands and premises for the purpose of cutting down any trees, shrubs and other growths or remove any other obstacles that, in the City's sole discretion present an immediate danger or hazard to the electrical distribution system.
- 10.7 The property Owner will be liable to the City for all costs and expenses incurred by the City in performing the works undertaken by the City pursuant to this Section.
- 10.8 If the property Owner, fails to comply with any Notice issued under this Section, or obstructs, resists, interferes or otherwise fails to cooperate with the City when the City is exercising its rights, under this bylaw, then the property Owner will be responsible, liable or otherwise held accountable for any and all costs, expenses, damages or injuries which are suffered or incurred by the City, its employees, agents, contractors, either directly or indirectly, or which result in damage to the electrical distribution system.
- 10.9 When exercising its rights under this bylaw, the City is not responsible, liable or otherwise accountable, either directly or indirectly, for any costs, expenses, damages or injuries that are suffered or incurred by any property Owner or person which are a result of:
- (a) its entry upon, occupation of or exit from any premises;
 - (b) its trespass on any premises or property;
 - (c) a nuisance created by it;
 - (d) an invasion of privacy committed by it; or
 - (e) its negligent actions or inactions .
- 10.10 Nothing in this Section or Bylaw shall be construed as imposing any additional duty, obligation or requirement on the City to remove, cut, top, prune, move, or otherwise maintain any trees, shrubs, growths or other obstacles that would not otherwise be imposed on the City and at all times, with or without notice, it is the customers responsibility to keep all the trees, shrubs and other growths or other obstacles clear of power lines or electrical infrastructure on the Customers private property.

11. Residential Photo-Voltaic Services

- 11.1 Available for residential usage with solar (PV) installations of not more than 10 kVA.

- 11.2 Each residential photo-voltaic service requires a bi-directional meter which will be installed by the Grand Forks Manager of Operations at the owners cost. Energy in excess of the residence consumption will be purchased by the Electrical Utility at the residential sales rate subject to:
- (a) Energy surplus will be accumulated in each billing cycle and applied first to subsequent consumption.
 - (b) The first 4,000 kWh of annual excess energy will be purchased at the residential rate in effect at the year end. Any energy in excess of 4,000 kWh will be purchased at the prevailing avoided cost of energy purchase.
 - (c) Any surplus over \$50 at year end will be paid to the customer.
 - (d) Any surplus of \$50 or less will be applied as an energy credit to the account.
 - (e) Grid interconnection must be made in accordance with the City's "Interconnection Requirements for Residential Photo-Voltaic Power Producers Guidelines" document, provided by the City and amended from time to time.

SCHEDULE C

CITY OF GRAND FORKS
ELECTRICAL UTILITY RATES AND CONNECTION CHARGES

1. Residential Service

Available for residential usage in general including lighting, water heating, spaces heating and cooking.

- | | | |
|-----|--|---------------------|
| (a) | Basic minimum service charge: | \$16.46/month, plus |
| (b) | Electrical rate based on the actual consumption: | \$0.10344 per KWH |

2. Commercial/Industrial/Institutional Service

Available to all ordinary business, commercial, industrial, and institutional customers, including schools and hospitals, where electricity is consumed for lighting, cooking, space heating and single and three-phase motors. Customers requiring primary or secondary service beyond the normal single phase, 200 amp connection may be required to provide the necessary equipment and transformers, which may be situated on their property, at their own cost.

- | | | |
|-----|---|---------------------|
| (a) | Basic minimum service charge: | \$17.81/month, plus |
| (b) | Electrical rate per consumption for the first
200,000 KWH or less in a two-month billing period: | \$0.11069 per KWH |
| (c) | Electrical rate per consumption for all usage above
200,000 KWH in a two-month billing period: | \$0.08214 per KWH |

3. Seasonal Loads (minimum period of service is three months)

Available for irrigation and drainage pumping and other repetitive seasonal loads taking service specifically agreed to by the City. The Customer will be required to provide all necessary service drop improvements including any step-down transformers at their direct cost unless otherwise specifically agreed to in writing by the City.

- | | | |
|-----|--|---------------------|
| (a) | Basic minimum service charge: | \$17.04/month, plus |
| (b) | Electrical rate based on the actual consumption: | \$0.11069 per KWH |

4. Service Charges

4.1 Existing Service Connection and Reconnection Charges:

A fee of **\$50.00** (plus applicable taxes) shall apply to all applications involving the following:

- (a) the owner of real property wishes to establish a new electrical utility account in their name;
- (b) the owner of real property wishes to have the electrical meter read;
- (c) the owner of real property wishes to have the existing electrical service turned off and/or turned on;
- (d) the owner of real property wishes a reconnection of a meter after disconnection for violation of the Terms and Conditions contained in this bylaw; and
- (e) where an officer, employee or agent of the City returns to the Owner's real property to complete work that he or she was unable to complete on a previous attendance by reason of the Owner's failure to comply with Section 1.1(e) of "Schedule B."

This fee is designed to defray the costs involved with service calls, meter readings, account set-up and adjustments and billing preparation in addition to the normal cycle. The Customer will therefore be charged for all activity to amend existing accounts including when the Customer is required to pay the charges applicable for a New Electrical Service or Upgraded Service. If an existing service has been disconnected or salvaged due to inactivity (9 months or more) it will be treated as a new installation.

4.2 New Service Installations or Upgrading of Existing Service:

- (a) Basic Single Phase Overhead Connection
 - i) 200 amp service \$ 700.00
 - ii) 400 amp service \$1,700.00

The City will provide up to 30 meters of appropriate sized wire, do the connection on the customers service entrance, do the connection to the Cities distribution and install and supply the appropriate meter. All other required material and labour will be completed by the Customer.

- (b) Basic Single Phase Underground Connection (includes dip service)
 - i) 200 amp service \$ 1,230.00
 - ii) 400 amp service \$ 2,230.00

The City will provide up to 30 meters of appropriate sized wire, do the connection to the Cities distribution and install and supply the appropriate meter. All other required material and labour will be completed by the Customer.

- (c) All other services greater than 400 amp At Cost
- (d) Three Phase - Overhead/Underground At Cost

New development, whether residential or commercial, single phase or three phase services, requiring transformers and related equipment, shall be at the sole cost of the developer. All new service installations or upgrading of existing service costs are payable in advance of the installation and are subject to applicable taxes.

4.3 Temporary Construction Service

- (a) Temporary service - 100 amp or less \$250.00.

The City will make the connection to the City's distribution and install the appropriate meter. The Customer will supply and install all other required equipment

4.4 Meter Checking

All meters shall remain the property of the City and are subject to testing at regular intervals by the Electricity Meters Inspection Branch of the Canada Department of Consumer and Corporate Affairs, or a certified meter inspection facility, responsible for affixing government seals on meters. No seal shall be broken and if found so the account holder will be charged for any costs incurred by the City to rectify the issue.

If a customer doubts the accuracy of the meter serving his/her premises, he/she may request that it be tested. Such requests must be accompanied by a payment of the applicable charge as follows:

- (a) Meter removal charge and "in-house" inspection \$ 50.00.
- (b) Canada Department of Consumer and Corporate Affairs or a certified meter inspection facility, should it become necessary, shall be paid as determined by that Agency along with a \$50.00 administration charge.

If the meter fails to comply with the Electricity Meters Inspection Branch requirements and only if the meter is deemed to be overcharging, the City will refund the appropriate amount.

4.5 Estimation of Readings

The City may estimate energy consumption and maximum power demand from the best evidence available where a meter has not been installed or is found to be not registering or when the meter reader is unable to read the meter on his/her regular meter reading trip.

SCHEDULE D

CITY OF GRAND FORKS
ELECTRICAL BILLING AND COLLECTION REGULATIONS

1. Billings and Payment of Accounts

- 1.1 Bills will be rendered on a basis of actual consumption, in accordance with the rates set out in "Schedule C".
- 1.2 Bills will be rendered on a bi-monthly basis and, will be issued as early as practical in the billing period following that for which the Customer's bill has been determined.
- 1.3 Bills are due and payable upon presentation. Accounts not paid by the "Due Date" imprinted on the statement shall be deemed to be in arrears.
- 1.4 Except as otherwise provided in this Bylaw, or in any amendments thereto, no money received by the City in payment of rates or charges chargeable under this Bylaw or under any amendments thereto, shall be applied to the payment of the rates or charges for the then current month, until all rates and charges which became due in previous months have been fully paid.
- 1.5 Any rates or charges that have come into arrears by the thirty-first (31st) day of December in the year imposed are deemed to be taxes in arrears and bear interest from said date at the rate specified in Section 245 of the Community Charter, as amended from time to time.
- 1.6 Equal Payment Plan

Upon application, the City will permit qualifying Customers to make equal monthly payments. The payments will be calculated to yield during the period ending in December, the total estimated amount that would be payable by the Customer calculated by applying the applicable rate, to the Customer's estimated consumption during the period. Customers may make application at any time of the year. All accounts will be reconciled in December.

A Customer will qualify for the plan provided the account is not in arrears and the Customer expects to be on the plan for at least one year.

The equal payment plan may be terminated by the Customer or the City if the Customer has not maintained satisfactory credit. The City deems credit to be unsatisfactory if for any reason two payments fail to be honoured.

On the reconciliation date, the amount payable to the City for electricity will be determined by subtracting the sum of equal payments from the actual consumption charges during the equal payment period. Any resulting amount owing by the Customer will be paid to the City. Any excess of payments over charges will be carried forward and included in the calculation of the equal payments for the next period. On termination of account and after the final bill has been calculated, any credit balance will be refunded to the Customer.

1.7 Penalty

A penalty, as set out in the City's Fees & Charges Bylaw, will be added to outstanding balances of all accounts after the due date. This provision does not apply to equal payment plan Customers.

1.8 Back-Billing

For the purposes of this Bylaw, back billing shall mean the billing or re-billing for services to a Customer because original billings are discovered to be either too high (over-billed) or too low (under-billed). The discovery may be made by either the Customer or the City.

Where metering or billing errors occur, the consumption shall be based upon the records of the City for the Customer, the Customer's own records to the extent they are available and accurate, or reasonable and fair estimates made by the City. Such estimates shall be on a consistent basis within each rate class or according to a contract with the Customer, if applicable.

If there are reasonable grounds to believe that the Customer has tampered with or otherwise used the service in an unauthorized way, or evidence of fraud, theft or other criminal act exists, then the extent of back-billing shall be for the duration of unauthorized use as determined solely by the Manager of Operations, subject to the applicable limitation period provided by law.

In addition, the Customer shall be liable for the direct administrative costs incurred by the City in the investigation of any incident of tampering, including the direct costs of repair, or replacement of equipment.

In a case of over-billing, the City may refund to the Customer all money incorrectly collected for the duration of the error, subject to the applicable limitation period provided by law.

In cases of under billing, the City may offer the Customer reasonable terms of repayment. If requested by the Customer, the repayment term may be equivalent in length to the back-billing period. The repayment may be interest free and in equal installments corresponding to the Customer's normal billing cycle.

However, delinquency in payment of such installments shall be subject to the usual late payment charge.

Subject to the rest of Section 1 of this Schedule, all bills will be sent to the Owner of real property to which electrical energy is supplied by the City.

An Owner of real property to which electrical energy is or may be supplied under this Bylaw may deliver to the City a request in writing, signed by that Owner, requesting that the City send electrical energy Bills relating to that real property to an occupier of that real property and where that occupier consents in writing to receive those electrical energy bills, the City may send the electrical energy bills to that occupier until:

- (a) the City becomes aware that the occupier has ceased to occupy that real property;
- (b) electrical energy service to that real property is discontinued; or
- (c) the Owner of that real property requests in writing that bills relating to that real property be sent to that Owner. Where electrical energy bills are sent to an occupier of real property under Section 1 of this Schedule, the Owner of that real property remains the Customer for the purposes of this Bylaw

2. Term of Service

Unless otherwise specifically provided for in these terms and conditions, the terms of service shall:

- (a) commence on the day that the City's supply is connected to the Customer's service installation and is capable of supplying their electricity needs; and
- (b) continue thereafter until cancelled by written notice given in advance by at least two business days by either party. The amount of the account outstanding upon cancellation shall be deemed due and payable immediately.

3. Application of Rates

All electrical Energy supplied by the Electric Utility to its appropriate Customer classifications shall be billed in accordance with the applicable rates as set out in "Schedule C" of this Bylaw or by other superseding amendment schedules which Council may from time to time decide to make effective.

In addition to payments for electricity, the Customer shall pay to the City the amount of any sales taxes, goods and services taxes, or any other tax or assessment levied by any competent taxing authority on any electricity delivered to the Customer.