

THE CORPORATION OF THE CITY OF GRAND FORKS

**REGULAR MEETING OF COUNCIL**

**MONDAY JANUARY 19, 2009**

**PRESENT:** MAYOR BRIAN TAYLOR  
COUNCILLOR JOY DAVIES  
COUNCILLOR CHRIS MOSLIN  
COUNCILLOR GENE ROBERT  
COUNCILLOR CHRISTINE THOMPSON  
COUNCILLOR MICHAEL WIRISCHAGIN  
COUNCILLOR CHER WYERS

CITY MANAGER  
CITY CLERK

V. Kumar  
L. Burch

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**CALL TO ORDER:**

The Mayor called the Meeting to order at 7:00 p.m. in Council Chambers.

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**RECESS TO PRIMARY COMMITTEE MEETING:**

MOTION: THOMPSON / DAVIES

**RESOLVED THAT** THIS REGULAR MEETING OF COUNCIL BE RECESSED AT 7:01 P.M. TO ALLOW FOR THE PRIMARY COMMITTEE MEETING, AND THAT THIS REGULAR MEETING OF COUNCIL BE RECONVENED AT THE CONCLUSION OF THE PRIMARY COMMITTEE MEETING. CARRIED.

The Meeting was recessed at 7:01 p.m. and reconvened at 8:17 p.m.

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**ADOPTION OF AGENDA:**

ADDITIONS TO THE AGENDA:

- Late Item: City Clerk's Report – Requesting an amended resolution in support of the Grand Forks Curling Club Liquor Licence Change in Hours, to be brought forward under Section 12, as item 12(a)
- Questions from the Public and the Media section to be included on the agenda just prior to Adjournment

MOTION: THOMPSON / ROBERT

**RESOLVED THAT** THE JANUARY 19, 2009 REGULAR MEETING AGENDA BE ADOPTED AS AMENDED.

**JANUARY 19, 2009**

**REGULAR MEETING**

**CARRIED.  
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**MINUTES:**

MOTION: ROBERT / DAVIES

**RESOLVED THAT THE MINUTES OF THE REGULAR MEETING OF COUNCIL, HELD ON MONDAY JANUARY 5, 2009, BE ADOPTED AS CIRCULATED.**

CARRIED.

Discussed the recording of questions from public. Consensus was that there was no need to record these clarifications.

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**REGISTERED PETITIONS AND DELEGATIONS:**

None

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**UNFINISHED BUSINESS:**

None

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**RECOMMENDATIONS FROM STAFF FOR DECISIONS:**

**a) City Manager's Report – Cowpath Closure and Building Option**

MOTION: THOMPSON / DAVIES

**RESOLVED THAT THE CITY MANAGER'S REPORT, DATED JANUARY 13, 2009, REGARDING THE FEASIBILITY OF MOVING A PROPOSED HABITAT FOR HUMANITY DEVELOPMENT IN FAVOUR OF RETAINING THE EXISTING COWPATH ROAD, BE RECEIVED FOR DISCUSSION.**

CARRIED.

During the discussion, Council requested that the letter from the Caskey's suggesting they are opposed to the development variance application by Habitat for Humanity because it means the closure of the cowpath road be noted on the record.

MOTION: MOSLIN / DAVIES

**RESOLVED THAT COUNCIL CONFIRMS THE PROPERTIES, LEGALLY DESCRIBED AS PARCELS E, F, AND G, BLOCK 35, DL 108, PLAN 72, REMAIN IN THE POSSESSION OF HABITAT FOR HUMANITY – BOUNDARY SOCIETY, THUS CLOSING THE COWPATH ROAD TO ALLOW FOR THE CONSTRUCTION OF FIVE RESIDENTIAL UNITS TO PROCEED.**

CARRIED.

Councillors Robert and Wirischagin voted against the motion.

MOTION: MOSLIN / DAVIES

RESOLVED THAT INASMUCH AS COUNCIL HAS CONFIRMED THAT THE COWPATH PROPERTY WILL REMAIN IN THE POSSESSION OF HABITAT FOR HUMANITY BOUNDARY SOCIETY, STAFF ARE INSTRUCTED TO CONVENE A NEIGHBORHOOD MEETING, WITHIN 90 DAYS, WITH THOSE LIVING IN THE NEIGHBORHOOD OF THE COWPATH AREA, AFFORDING COUNCIL AN OPPORTUNITY TO DISCUSS FUTURE INFRASTRUCTURE IN THE COWPATH AREA.

Councillors Robert and Wirischagin voted against the motion.

Staff was instructed to write letters to surrounding neighbors of the cowpath roadway advising them of Council decision on the cowpath road and the rationale for it.

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**b) City Clerk's Report – Application for a Development Variance Permit**

MOTION: THOMPSON / DAVIES

**RESOLVED THAT** THE CITY CLERK'S REPORT, DATED JANUARY 13, 2009, REGARDING AN APPLICATION FOR A DEVELOPMENT VARIANCE PERMIT SUBMITTED BY PROPERTY OWNERS HABITAT FOR HUMANITY, BE RECEIVED.

CARRIED.

Prior to considering the matter the public was afforded an opportunity to be heard. Rick Friesen a Director with Habitat for Humanity Boundary Society spoke in favour of the variance.

MOTION: THOMPSON / MOSLIN

RESOLVED THAT AFTER HEARING FROM THE PUBLIC, COUNCIL APPROVES THE ISSUANCE OF A DEVELOPMENT VARIANCE PERMIT TO VARY SECTION 33(2)(F)(I) OF THE GRAND FORKS ZONING BYLAW, REDUCING THE MINIMUM FRONTYARD SETBACK FROM 20 FEET TO 15 FEET TO ALLOW FOR THE PROPOSED CONSTRUCTION OF TWO DUPLEX UNITS AND A SINGLE FAMILY DWELLING ON PROPERTY LEGALLY DESCRIBED AS LOTS E, F, & G, BLOCK 35, DL 108, PLAN 72, LOCATED ON 72<sup>ND</sup> AVENUE BETWEEN 8<sup>TH</sup> AND 9<sup>TH</sup> STREETS, IN SUBSTANTIAL COMPLIANCE WITH THE APPLICATION RECEIVED BY THE PROPERTY OWNERS, HABITAT FOR HUMANITY BOUNDARY SOCIETY.

CARRIED.

Councillor Robert voted against the motion.

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**c) City Manager's Report – CAEE Grant Application**

MOTION: ROBERT / DAVIES

WHEREAS THE CITY OF GRAND FORKS HAS APPLIED FOR A GRANT FROM THE COMMUNITY ACTION ON ENERGY AND EMISSIONS FOR COMMITTING TO

.../ resolution continued on next page

CONSERVING ENERGY AND REDUCING GREENHOUSE GAS AND AIR QUALITY EMISSIONS;

THEREFORE BE IT RESOLVED THAT THE CITY OF GRAND FORKS ENDORSES THE MEASURES OUTLINED IN THE COMMUNITY ACTION ON ENERGY AND EMISSIONS GRANT APPLICATION, INCLUDING: INVESTIGATING SOLAR HOT WATER COLLECTORS FOR PUBLIC WASHROOMS, PLANTING OF AT LEAST 200 NEW TREES IN PUBLIC SPACES WITH A TREES FOR TOMORROW GRANT, CONTINUING TO SPONSOR THE YOUTH CLIMATE LEADERSHIP ALLIANCE, AGGRESSIVELY PURSUING THE IMPLEMENTATION OF THE BOUNDARY AIR QUALITY MANAGEMENT PLAN, PROMOTING THE USE OF TRAILS AND BICYCLE PATHS, REWARDING COMMUNITY USE OF ALTERNATIVE TRANSPORTATION THROUGH THE COMMUTER CHALLENGE AND PURSUING THE IMPLEMENTATION OF A PUBLIC TRANSIT SYSTEM.

CARRIED.

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**REQUESTS ARISING FROM CORRESPONDENCE:**

None

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**INFORMATION ITEMS:**

MOTION: WIRISCHAGIN / ROBERT

**RESOLVED THAT** INFORMATION ITEMS NUMBERED 5A TO 5K, EXCEPT ITEMS 5 (B), (D), (E), and (K)

- a) Copy of letters to/from Chairman Dieter Friese to Mayor.
- b) Letter from Sylvia Treptow regarding budget suggestions.
- c) Letter from William Francis regarding the continuing of 72<sup>nd</sup> Avenue.
- d) Brochure on Conference for Local Government Elected & Appointed Officials.
- e) Bill Faminoff letter regarding the transfer of recreational property.
- f) Letter from William Francis thanking road crews for the snow removal.
- g) Copy of completed outdoor wood boiler survey forwarded to Environment Canada.
- h) UBCM Member News Release – Sparwood Avalanche Victims Trust Fund.
- i) UBCM Memorandum – Group Insurance for Elected Officials.
- j) AKBLG Memorandum – Notice of AGM and 2<sup>nd</sup> Call for Resolutions
- k) UBCM Member Notice – Report on Model for Delivery on Fire Services.

BE RECEIVED AND ACTED UPON AS RECOMMENDED.

CARRIED.

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Item 5(b) Councillor Davies brought forward this item from Sylvia Treptow, encouraging more citizens to make their views known as Ms. Treptow has.

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Item 5(d) UBC Faculty of Law Climate Change Conference for LG Elected and Appointed Officials

MOTION: MOSLIN / ROBERT

RESOLVED THAT COUNCILLORS MOSLIN AND DAVIES BE AUTHORIZED TO ATTEND LOCAL GOVERNMENT AND CLIMATE CHANGE – CURRENT LAW AND URGENT ACTION, TO BE HELD ON FRIDAY MARCH 6, 2009 IN VANCOUVER, ON BEHALF OF THE CITY. CARRIED.

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Item 5 (e) Letter from Bill Faminoff regarding transfer of recreation property, be referred back to the Primary Committee for further discussion .

MOTION: DAVIES / WIRISCHAGIN

RESOLVED THAT THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY RECREATION DIRECTOR BE INVITED TO A MEETING OF COUNCIL TO DISCUSS THE OPERATION OF RECREATION FACILITIES IN THE CITY OF GRAND FORKS. CARRIED.

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Item 5(k) Councillor Robert spoke to the UBCM Memorandum on the proposed Fire services model.

MOTION: ROBERT / DAVIES

RESOLVED THAT THE CITY MANAGER AND THE FIRE CHIEF BE INVITED TO A MEETING OF COUNCIL TO DISCUSS THE PROPOSED MODEL FOR THE DELIVERY OF FIRE SERVICES IN THE PROVINCE OF BRITISH COLUMBIA. CARRIED.

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**BYLAWS:**

- a) **City Clerk's Report – Bylaw 1889, 2009 City of Grand Forks Council Procedure Bylaw, first, second and third readings**

MOTION: THOMPSON / WYERS

**RESOLVED THAT** BYLAW NO. 1889, CITED AS “CITY OF GRAND FORKS COUNCIL PROCEDURE BYLAW NO. 1889, 2009”, BE GIVEN FIRST READING. CARRIED.

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MOTION: DAVIES / WIRISCHAGIN

**RESOLVED THAT** BYLAW NO. 1889, CITED AS “CITY OF GRAND FORKS COUNCIL PROCEDURE BYLAW NO. 1889, 2009”, BE GIVEN SECOND READING. CARRIED.

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MOTION: ROBERT / WYERS

**RESOLVED THAT** BYLAW NO. 1889, CITED AS “CITY OF GRAND FORKS COUNCIL PROCEDURE BYLAW NO. 1889, 2009”, BE GIVEN THIRD READING.

CARRIED.

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**LATE ITEMS:**

**a) City Clerk’s Report – Grand Forks Curling Club Request to Alter Liquor Sale Hours**

MOTION: ROBERT / DAVIES

RESOLVED THAT THE CITY CLERK’S REPORT, DATED JANUARY 16, 2009, REGARDING, BE RECEIVED FOR DISCUSSION. CARRIED.

MOTION: ROBERT / WIRISCHAGIN

WHEREAS THE GRAND FORKS CURLING CLUB HOLDS A VALID LIQUOR LICENCE FOR THE CLUB’S LOUNGE LOCATED AT 7230 21<sup>ST</sup> STREET, PERMITTING THE SALE OF LIQUOR FROM NOON TO 2:00 A.M. MON – SAT, AND ON SUNDAY FROM 11:00 A.M TO MIDNIGHT;

AND WHEREAS THE GRAND FORKS CURLING CLUB HAS APPLIED TO THE LIQUOR CONTROL AND LICENSING BRANCH TO PERMANENTLY AMEND THE PERMIT TO PERMIT THE SALE OF LIQUOR FROM 11:00 A.M. TO 1:00 A.M. MON – SAT;

AND WHEREAS THIS AMENDMENT WILL RESULT IN NO INCREASE IN THE NUMBER OF HOURS THAT LIQUOR CAN BE SOLD, JUST MOVES THE LIQUOR SALE HOURS TO EARLIER IN THE DAY;

THEREFORE BE IT RESOLVED THAT THE COUNCIL FOR THE CITY OF GRAND FORKS SUPPORTS THE APPLICATION TO PERMANENTLY AMEND THE LIQUOR PERMIT TO ALLOW FOR LIQUOR TO BE SOLD FROM 11:00 A.M. – 1:00 A.M. MON – SAT, BASED ON COUNCIL’S BELIEF THAT THE IMPACT OF NOISE ON THE SURROUNDING NEIGHBORS, AND THE COMMUNITY, WILL BE REDUCED INASMUCH AS LIQUOR SALES WIL CEASE AT 1:00 A.M. AS OPPOSED TO 2:00 A.M.

AND BE IT ALSO RESOLVED THAT COUNCIL ADVISES THE LIQUOR CONTROL AND LICENSING BRANCH THAT THE SURROUNDING PROPERTY OWNERS WERE NOT CANVASSED BY WAY OF PUBLIC HEARING, REFERENDUM, OR OTHER INPUT SOUGHT, INASMUCH AS IT WAS DEEMED THAT THE PROPOSED PERMANENT CHANGE TO THE GRAND FORKS CURLING CLUB LIQUOR LICENSE WOULD BE A BENEFIT TO THESE NEIGHBORS.

CARRIED.

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

**Councillor Wirischagin:**

No report

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**Councillor Moslin:**

Councillor Moslin reported on the following:

- Grant-in-aid policy. On Councillor Moslin's inquiry, the CAO stated it will be coming forth.
  - Black Train Bridge Society has met and incorporated as a society for the purpose of owning the black train bridge.
  - Reported on his attendance at a meeting with MP Alex Atamanenko
  - Thanked Mayor Taylor for his report on the RDKB
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**Councillor Thompson:**

Councillor Thompson reported on the following:

- Reported on her attendance at the Regional District of Kootenay Boundary update in Trail.
  - Reported on her attendance at a recent meeting of the Boundary Museum Society
  - Reported on her attendance at a recent meeting with Alex Atamanenko MP.
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**Mayor Taylor:**

- Reported on his meeting with parties, the Art Gallery, the Boundary Museum Society, the SPCAC regarding the boundary museum collection.
  - Reported on the matter of recent rail closure announcements, stating that he had attended a meeting organized by Community Futures with various stakeholders. He advised that the attendees at the meeting came up with a first step plan. He announced that Director McGregor will be the point person on this matter.
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**Councillor Wyers:**

Councillor Wyers reported on the following:

- Reported on her attendance at the Regional District of Kootenay Boundary update in Trail.
  - Reported on her attendance at a meeting with MP Alex Atamanenko
  - Reported on her attendance at a Rails Stakeholders meeting
  - Advised that she will be representing Council as the Liaison with the Art Gallery
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**Councillor Robert:**

Councillor Robert reported on the following:

- Reported on a meeting with Riverside residents regarding the Granby Trail.

MOTION:           ROBERT / WYERS

RESOLVED THAT STAFF BE DIRECTED TO INVESTIGATE THE INSTALLATION OF DOGGY DO STATIONS ALONG THE GRANBY TRAIL, THE COST OF THE INSTALLATION OF THESE STATIONS AND HOW MANY WILL BE REQUIRED.

CARRIED.

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- Reported on his attendance at the AKBLG meeting this past weekend in Creston.
  - Reported on her attendance at the Regional District of Kootenay Boundary update in Trail.
  - Advised that the Association of Kootenay Boundary Local Governments (AKBLG) has received a response from their proposal to the local MP's work that the Government of Canada work with FCM to create 100,000 by providing funding for infrastructure upgrades. He advised that MP Alex Atamanenko has forwarded the letter to Jack Layton Leader of the federal New Democratic Party.
  - He shared updates with regard to TILMA
  - He shared updates with one municipality's way of identifying drug and party houses
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**Councillor Davies:**

Councillor Davies reported on the following:

- Reported on her attendance at the Regional District of Kootenay Boundary update in Trail.
- Reported on her attendance at a recent meeting of the Boundary Museum Society

MOTION:           DAVIES / THOMPSON

**RESOLVED THAT THE BOUNDARY MUSEUM SOCIETY BE GIVEN ALL THE MUSEUM ARTEFACTS FOR THEIR CARE, PROTECTION AND DISPLAY AND THAT THE MOVING OF THESE ARTEFACTS FROM THEIR STORAGE LOCATION, UNDER THE DIRECTION OF THE BOUNDARY MUSEUM SOCIETY, BE PAID FOR BY THE CITY OF GRAND FORKS, ON OR BEFORE APRIL 30, 2009.**

CARRIED.

Councillor Moslin voted against the motion

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MOTION:           DAVIES / THOMPSON

RESOLVED THAT THE CITY OF GRAND FORKS WILL NOT PURSUE, FROM THE BOUNDARY MUSEUM SOCIETY, ANY LEGAL COSTS AWARDED BY THE PROVINCIAL COURT TO THE CITY OF GRAND FORKS.

CARRIED UNANIMOUSLY



- Brought forward the matter of the anti-idling bylaw signs posted at various places around the City, specifically at the post office, stating that the public is unaware of the exceptions to the bylaw.

MOTION: DAVIES / WIRISCHAGIN

RESOLVED THAT STAFF BE INSTRUCTED TO POST SIGNAGE AT THE POST OFFICE BUILDING INDICIATING THE ANTI-IDLING BYLAW EXCEPTIONS, SPECIFICALLY THAT THE BYLAW DOES NOT APPLY WHEN THE TEMPERATURE IS BELOW 0 DEGREES.  
THE MOTION WAS DEFEATED.

Discussion ensued as to communicating this message through the City's newsletter.

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MOTION: WIRISCHAGIN / ROBERT

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

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**QUESTIONS FROM THE PUBLIC AND THE MEDIA:**

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**ADJOURNMENT:**

MOTION: WYERS


RESOLVED THAT THIS REGULAR MEETING OF COUNCIL BE ADJOURNED AT 10:12 P.M. CARRIED.

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**CERTIFIED CORRECT:**

  
MAYOR BRIAN TAYLOR

  
CITY CLERK - LYNNE BURCH