

The regular meeting of Council was opened at 19:00 hours by Mayor McMynn on April 3, 2018, 661 Eighth Ave., Council Chambers, Midway, B.C.

Present: Mayor McMynn
Councillors Rotvold, Schierbeck, Dunsdon, Metcalf

Staff: Penny Feist, Chief Administrative Officer
Tami Peters, Deputy Clerk

Public: Martin Fromme

Introduction of Late Items – Nil

Adoption of Agenda

Moved Councillor Dunsdon, **Seconded** Councillor Metcalf that the April 3, 2018 regular meeting agenda be adopted. **Carried**

Delegation – None

Question Period – None

Adoption of Minutes

Moved Councillor Dunsdon, **Seconded** Councillor Rotvold that the minutes from the March 19, 2018 regular meeting of Council be adopted as circulated. **Carried**

Moved Councillor Metcalf, **Seconded** Councillor Schierbeck that the minutes from the March 26, 2018 special meeting of Council be adopted as circulated. **Carried**

Business Arising

Page 6337 – Nil

Page 6338 – Nil

Page 6339 – Nil

Page 6340 – The Regional District open house at Community Hall is advertised as Tuesday, April 23rd, but April 23rd is actually a Monday. Staff to put correct date in council newsletter.

Councillor Dunsdon asked if the public works foreman was asked for his input in the location of the proposed spray park in the James McMynn Park. Councillor Rotvold advised that the representative from RecTec thought that was the best location. Council feel the public foreman should be involved in decisions regarding location of proposed spray park.

Page 6341 – Nil

Martin Fromme leaves council chambers at 19:06 hours

Page 6341 – Nil

Page 6342 – The Midway Community Association is a society

Page 6343 - None

New and Unfinished Business

8a) Ministry of Forests, Lands, Natural Resources Management – Data Sharing and Licensing Agreement –

Martin Fromme returns to meeting at 19:07 hours

CAO explained that this is a data sharing and licencing agreement. CAO does not have any concerns with the agreement.

Moved Councillor Metcalf, **Seconded** Councillor Rotvold approve the signing of the data sharing and licencing agreement commencing March 13, 2018 and ends on March 31, 2020.

Carried

Correspondence

- a) Wayne Wickens – Council consideration for paved sidewalk at the end of 6th Ave down to Jesalin St. – CAO advised that there are two privately owned lots at the end of the entwined tree park. CAO will check with the Public Works Foreman on other options and exact location of the privately owned lots. CAO to forward letter to the Wicken's advising that there are privately owned lots within the proposed walkway so at this time council is unable to proceed.
- b) Midway Senior's – Request to have list of activities included in the Council Newsletter – Councillor Rotvold declares a conflict of interest since she is part of the Senior's Society and leaves the room at 19:17 hours

The CAO reviewed the council newsletter policy guidelines with Council regarding advertising for community groups – Council suggest they contact Boundary Connect or other similar media outlets to advertise their activities. The Village has put the activities on our facebook page as well as the LED sign.

Councillor Rotvold returns at 19:20 hours

- c) Municipality of Whistler - 2018 Resolution – collection of unpaid bylaw fines – **Moved** Councillor Metcalf, **Seconded** Councillor Dunsdon that Item C Municipality of Whistler – collection of unpaid bylaw fines be rec'd and filed. **Carried**

Administrators Report

1. **CEPF** – Deadline to receive RFP's was March 21, 2018 – Village of Midway received 6 proposals, these are going to reviewed and evaluated over the next couple of weeks. Once reviewed they will be brought to council for approval.

2. **Midway Recycling Station** – RDKB has contacted the village regarding remediating the property on the corner of Cleghorn and Seventh. Whether the Village would do the work and be compensated or the RDKB would need to contract an outfit. The Public Works have agreed to clean up and dispose of the fencing, etc... in exchange for the three catwalks located at the sight. Tim Dueck did not see that this should be an issue, however, will need to get approval for disposal of the catwalks. CAO to check with Tim Dueck on possibility of keeping the bottle depot.

Moved Councillor Dunsdon, **Seconded** Councillor Schierbeck that we contact RDKB regarding donation of bottle depot to the Village of Midway. **Carried**

044-2018

3. **Public Services and Procurement Canada – Teleconference meeting on the Sale/Disposal Process for the Federal Property at 885 Hwy 3** with Toren Barnes, Investment Analyst/Portfolio Officer, Real Estate Services, Brad Evers, Real Estate Advisory Services, Michelle Miller, A Regional Director, Real Property Management Unit E Division Headquarters

On March 20, 2018, CAO, Toren Barnes, Brad Evers, Michelle Miller discussed via teleconference, the disposal process involved on the federal property at 885 Hwy 3. CAO received an update on what has been done to-date and next steps.

To ready the property for disposal includes an *Internal Administrative* process that involves confirmation of ownership and administration of the subject property, as well as any required survey work, the *Due Diligence* process includes Aboriginal Consultation and Environmental Assessment. *Priority Circulation* process involves that once PSPC has some kind of attestation of value on the property, they are obligated under Treasury Board Policy to circulate to all federal and provincial departments, as well as municipalities and regional districts on a first-right-of-refusal basis, for the option to purchase before the general public. The priority goes in order federal, provincial, then municipal. Regardless of the priority order, for this property they advised that they are circulation simultaneously to all three government levels. After the 30 day period they will know if there is any interest from the Federal or Provincial departments. If our municipality is interested we will need to send something in writing stating our interests.

The Due Diligence process required consultation with the Indigenous Groups. PSPC previously sent letters to First Nations Bands that may have traditional territory interests in the area, and received responses back from the *Osoyoos Band, Penticton Band, and Lower Similkameen Band*. Toren and Brad met in February with the three Bands, and they are asserting on behalf of the *Okanagan Nation Alliance* aboriginal title on the property. The ONA also includes the *Syilx First Nations* from the US. Brad advised this is a standard first response the PSPC usually receive from aboriginal groups. They advised the bands are interested in furthering relationships with the Village of Midway advising that their meeting with FN's was an upfront introductory meeting with no preconceived ideas of what may or may not happen, they advised it was very positive and the FN's welcomed the PSPC's perspective, and on the current environment on the Federal Gov't reconciliation process. They advised there was interest on the part of the FN's groups to look at innovative ways to partner with the municipality (perhaps a co-ownership agreement), and PSPC feels that if everyone comes to the table with an open mind on how they can come up with innovative ideas to settle the disposal, the FN's groups were certainly open to the idea and another meeting.

As noted to the Council previously, we were asked to come up with what the municipality proposes or our purpose and interests for use of the land was, as previously reported CAO advised to potentially expansion of the adjacent museum lands, and also to increase the municipalities land inventory for future growth.

Next steps:

The circulation process, PSPC will issue in the next couple of weeks, assuming there is no Federal or Provincial interest by the end of the 30 days and the Village has expressed interest in writing within that 30-day period, the Village will have 90 days to put together a proposal long with a financial commitment to purchase the property and submit to PSPC. PSPC will follow-up with direction on what will be required in the next 90 days respecting the proposal and submission timeline.

They will schedule a date and time for a consultation meeting between the FN's, Village of Midway and PSPC, Brad Evers and Toren Barnes for late May.

Brad Evers official position is also Team Leader Indigenous Affairs, who through the disposal process coordinates with the First Nations and deals with duty consults. Brad and Toren would like to set up a further meeting in late May that will include Brad, Toren the First Nation Bands, Council and myself, and wonder if the Council will join in this meeting to see if they could come up with a solution that might work for all parties involved, and if there is interest in a meeting, would Council be receptive to meet with PSPC and the First Nations groups in Osoyoos.

CAO to contact Brad Evers advising we are interested in the property and would be willing to meet with the Okanagan National Alliance.

4. **The Kettle Valley Express** – Received copies of the 2018 Kettle Valley Express, in this year's issue the Province of BC (Recreation Sites and Trails BC) created and paid for a map showing the KVR Trail. The map is included as an insertion in every guide.

5. **Financial Statements of the Corporation of the Village of Midway** – Approval of the Audited Financial Statements for the year ending December 31, 2017.

Moved Councillor Rotvold, **Seconded** Councillor Dunsdon that the Council approves the audited Financial Statements for the Corporation of the Village of Midway for the year ending December 31, 2017.

Carried

045-2018

6. **Midway Community Association / Members of Council** will meet on April 9, 2018 at 7:30 pm in the Midway Community Centre to discuss a Memorandum of Understanding proposed for the MCA and the VOM, for Legacy Fund application requirements.

7. **EV Charging Station** – To recap, the Village signed a MOU for a charging station to be located at the riverfront park, for a one-time cost of \$1,000 and \$300 annually. Then CEA came back advising their costs to install at the riverfront park was not affordable and asked if the Village would be willing to

contribute \$5,000 plus \$300 instead. They also advised they would be willing to look for funding to leverage for the riverfront park site, Council agreed to wait to see what funding could be found.

On February 26, 2018 the Village received a response from the Community Energy Association, they advised that Fortis BC has indicated they are willing to help fund the installation for Midway, but have some concerns (from a technical and cost perspective) on the siting. They will agree to cover costs above and beyond the funding committed by Midway, if we are open to a conversation with FortisBC and their electrical designers to find a site that suits everyone (which may or may not be the Riverfront Park. Preliminary discussions between CEA and FortisBC suggested Fortis would like to support an alternate site, but not the arena site.

At the March 5, 2018 meeting CAO included this information in her report. Council agreed to meet with FortisBC and their electrical designers to discuss. An email was forwarded to CEA advising that Council was interested and agree to meet with Fortis, as there was no response a second email was sent on March 29, 2018.

8. **SCBA Equipment Loan Payout** - CAO has setup a paydown on the SCBA Equipment Finance Loan with MFA on March 29, 2018.

9. Kettle River Museum Hostel Proposal – CAO advised that approval is needed for the Kettle River Museum to enter into the lease of bunkhouse for hostel.

Moved Councillor Rotvold, **Seconded** Councillor Dunsdon that staff be directed to draft up a lease to establish guidelines for the operation of the bunkhouse as a hostel to be brought back to council for their review. **Carried**

The CAO advised in her letter to the Museum regarding the hostel project that the Project Manager continues to laissee with Village Staff during project renovations ensuring code compliances to the municipal facility respecting construction, electrical or plumbing modifications if any, fire inspection and security.

10. Elections Workshop – CAO and Deputy Clerk will attend elections workshop in Kelowna on April 12, 2018.

Mayor & Council Reports

Councillor Schierbeck – No Report

Councillor Metcalf –

- Presented Council with a \$256,436.75 dividend cheque from the West Boundary Community Forest.
- May 1st – 6:30 pm next WBCC in Midway – open to the public
- May 15th – 6:30 pm WBCC grant meeting in Midway
- WBCC will be putting in a booth at the Rock Creek Fall Fair
- WBCC will attend the trade show City of Greenwood with a table
- Donation of money to West Boundary Senior Housing for storage lockers – Manor is hosting an open house and a representative will attend.
- Further discussion for purchase of ATV to use for mapping and layout of community forest
- Councillor Metcalf suggested that council look at the possibility of acquiring the two lots by the Medical Clinic

Moved Councillor Schierbeck, **Seconded** Councillor Dunsdon that we look into the possibility of acquiring the lots to expand the entwined trees park by the Medical Clinic. **Carried**

046-2018

Staff to contact owner of property

Councillor Dunsdon

- Councillor Dunsdon asked who is the overseer of the Community Centre Project now that Gary is no longer looking after this? Councillor Dunsdon felt that the Architect and committee felt we did not need the walk-in cooler but it was pushed through, who is looking after all the budget items? Did the Canada Kitchen Supply Company do a kitchen design?
- CAO advised has no been done. Councillor Dunsdon made the following motion

Moved Councillor Dunsdon, **Seconded** Councillor Schierbeck to have the walk-in cooler purchase recinded from the Community Hall Centre design and ask Councillor Schierbeck if he will resume being the overseer of the Community Centre Project

Mayor McMynn advised that himself and Councillor Rotvold are meeting with the Community Association to go over the memorandum of understanding and whether they are interested in working with us on the Community Centre Project. Councillor Dunsdon asked who is going to look after the project to coordinate and look after things. Councillor Schierbeck feel the project is going nowhere and we have lost funding because of all the delays and changes.

Lost GMF for \$110,000 and CELP for \$105,000. Mayor McMynn said the time was all wrong for applying for grants.

Mayor McMynn called the question, motion defeated with 2 for/3 against.

Councillor Dunsdon what are we doing with the Community Forest Dividends. CAO advised it goes into a non-statutory reserve fund. Mayor McMynn advised he feels we should not use it for operational purposes, we could use it for projects like the Community Centre Project. It is like a legacy fund.

Councillor Rotvold

- Are sandwich boards allowed in Midway? The CAO advised we do not have a sign bylaw so it would be okay to use sandwich boards.
- RDKB update

Councillor Dunsdon advised that the West Boundary Senior Housing will be looking for a new Administrator as well as a Head Cook.

Mayor McMynn

- Highway 3 meeting in Osoyoos – have some concerns with the direction they are going

Question Period

Martin Fromme asked if the Community Forest Meetings are public? Councillor Metcalf advised they are.

What is the total of dividends the Village has received to date? Approximately \$500,000 and will be put into a non-statutory reserve fund.

Martin suggested a WBCC interpretive sign might be a great addition for educational purposes.

Financial Report

Budget Meeting scheduled for 6:30 pm Thursday, April 5, 2018.

Budgets and Accounts

Moved Councillor Rotvold, **Seconded** Councillor Dunsdon that the budgets and accounts totaling \$42,062.83 be drawn on the general account and be paid. **Carried**

Correspondence for Info Only

Moved Councillor Rotvold, **Seconded** Councillor Dunsdon that correspondence for information only items:

- a) Carole James, Minister and Deputy Premier – Response Letter To Councils January 11, 2018 Letter Regarding Local Governments Share in Provincial Cannabis Taxation Revenue
- b) District of Peachland – Cannabis Sales Revenue Sharing

be received and filed.

Carried

Correspondence for Info Only – to be held for two weeks only

Moved Councillor Dunsdon, **Seconded** Councillor Rotvold that correspondence for information only items:

- a) Liquor Control and Licensing Branch – Updated alcohol Sense Materials
- b) BC Forest Professional – March-April 2018
- c) Interior Health – Online STI and HIV Testing Reduces Barriers, Reaches More People in Interior Health

be held for two weeks only then destroyed.

Carried

Question Period

Moved Councillor Rotvold, **Seconded** Councillor Metcalf that the meeting be moved to in-camera under section 90(1)(c) of the Community Charter at 20:15 hours.

Carried

Martin Fromme leaves the meeting

Returned to the regular meeting at 20:36 hours

Moved Councillor Rotvold that the meeting be adjourned at 20:37 hours.

MAYOR

CAO