

Mayor McMynn opened the regular meeting of Council at 18:30 hours on May 7, 2018 in the Council Chambers, Municipal Office, 661 Eighth Ave., Midway BC

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

Staff: Penny Feist, Chief Administrative Officer
Cam Kamigochi, Reception/Admin. Assistant

Delegation: Constable Simon Bentley, Midway RCMP
Vickie Konkin, Midway Hospitality Ltd

Public: Martin Fromme
Brent Merchant

Introduction of Late Items – None

Adoption of Agenda

Moved Councillor Rotvold, **Seconded** Councillor Metcalf that the May 7, 2018 regular meeting agenda be adopted as circulated. **Carried**

Delegation

- a) Cst. Simon Bentley spoke about concerns regarding the fact that Midway is a small community but also a popular visitor destination for people travelling in the area. Last year he began to notice short term visitors leaving garbage and human waste on the public streets, in and around the parks they were setting up camp (James McMynn Park, Elementary School and BCSS). Cst. Bentley does not see that the Village has any parking by-laws, nothing they can utilize to enforce or prevent people from doing these things. He is concerned that if people come in to town and continually see a mess it will label Midway with a poor reputation for cleanliness. His proposal to Council is to have signage placed, such as “No Camping Allowed” or “No Overnight Parking” in those areas where unauthorized camping is happening. Signs that don’t necessarily threaten fines, just a simple basic sign that would give the RCMP the ability to ask people to go camp in designated areas. CAO Feist advises the only reference to camping is in our zoning bylaw where camping is a permitted use under the applicable designated zone (Parks, Recreational and School 1 Zone). Councillor Schierbeck asked whether passing a by-law would be redundant if signage was put up. Cst. Bentley advised it could help with habitual unauthorized campers. Referencing a by-law at the bottom of the signs would give RCMP the ability to utilize something on the books. Mayor McMynn thanks Cst. Bentley for attending and will discuss further under New and Unfinished Business.

Cst. Bentley leaves at 18:42

Brent Merchant leaves at 18:42

- b) Vickie Konkin and Tracy Cordell, new owners of the Mile 0 Restaurant and Motel, appeared to speak about the Municipal and Regional District Tax.

Brent Merchant returns at 18:43

Vickie Konkin was notified of the impending MRDT tax in March and was unaware of its implication and the effect it would have on her business. Upon notification, she researched everything she could about the tax and was unable to find any benefit for her business or the Village. It would actually be more detrimental. Vickie said that they have invested into the community and promote it whenever possible. The additional tax that she would need to charge her customers to participate in the MRDT would, in theory, be redistributed among other participating communities and she does not feel she would see any money coming back to Midway. If anyone could provide her proof of how she and Midway would benefit from the tax then she would be on board, but until then, she is asking that council makes the steps to withdraw participation of the MRDT. Mayor McMynn asked her to clarify what she was asking of the council. It was previously approved by the Council at the request of the previous Restaurant/Motel business owner.

Mayor McMynn thanked both for attending and that Council would discuss further in New and Unfinished Business.

Martin Fromme arrives at 18:46
Vickie Konkin and Tracy Cordell leave at 18:48

Question Period – Nil

Adoption of Minutes

Moved Councillor Dunsdon, **Seconded** Councillor Rotvold that the minutes from the April 16, 2018 special meeting of Council be adopted as circulated. **Carried**

Moved Councillor Metcalf, **Seconded** Councillor Rotvold that the minutes from the April 24, 2018 regular meeting of Council be adopted as circulated. **Carried**

Business Arising

Page 6353 – Nil

Page 6354 – Councillor Dunsdon asked if the MCA met with council. Councillor Rotvold said that they did, on Friday May 4th. CAO mentioned that the minutes from that meeting were in the agenda package.

Page 6355 – Nil

Page 6356 – Councillor Schierbeck asked if there was an update on Road Rescue. CAO said she hasn't received a letter from the regional district yet but Road Rescue service has been dissolved. Councillor Rotvold said there were no assets. Mayor McMynn asked to clarify why Councillor Dunsdon had instructed staff to include the March 5, 2018 meeting minutes in the Council Newsletter when he assumed they had agreed to start distributing with the March 19, 2018 meeting. CAO said she e-mailed the council and waited two weeks before distributing the flyers.

Page 6357 – Councillor Schierbeck asked if there was an update regarding the LED lights from Fortis. CAO has not received a reply from Fortis. Mayor McMynn informed Councillor Dunsdon that meeting minutes from the firetruck committee meeting on February 28, 2018 were available.

Page 6358 – Nil

Page 6359 – Councillor Rotvold asked if Boundary Creek was still holding its banks. CAO said that it was but there is more of a concern should be the east side of the bridge as the last tree holding together the bank near the bend has fallen and erosion will happen rapidly. Highways has been notified, however, they advised they will not take action until it starts to interfere with their right of way.

New and Unfinished Business

- a) **Flood Risk Assessment, Flood Mapping and Flood Mitigation Plan RFP Evaluations**
The government just announced CEPF's 2nd round of intakes for the Flood Risk Assessment, Flood Mapping and Flood Mitigation Plan will begin in the fall of 2018. An extension on the quote received from VAST Resource Solutions would be requested if they agreed to a Memorandum Agreement. It was very well documented in the RFP that the proposal was dependant on approved funding so a slight change in date to reflect actual work in early 2019 would be made. **Moved** Mayor McMynn, **Seconded** Councillor Dunsdon that the Council approves "in principal" VAST Resource Solutions proposal received March 9, 2018, to undertake a Flood Risk Assessment, Flood Mapping and Flood Mitigation plan for the Village of Midway for a total of \$127,980.50 plus applicable taxes, subject to anticipated funding award approval from the 2nd intake of the Community Emergency Preparedness Fund. **Carried**

062-2018

Moved Councillor Rotvold, **Seconded** Mayor McMynn that Council adds item Camping By-Law to New and Unfinished Business as item b). **Carried**

- b) **Camping By-Law**

Mayor McMynn supports the idea of implementing a by-law, especially since we have an RCMP officer who is willing enforce this for the Village. A "soft" by-law should be considered. Mayor McMynn does not oppose people staying in his grocery store parking lot because they generally come into the store in the morning to make a purchase and then be on their way. However, Cst. Bentley is seeing something that he is not. Councillor Schierbeck is in favor of a "hard" bylaw and leave the option of enforcement up to the RCMP if they feel it is necessary. Councillor Schierbeck would like staff to research other municipal bylaws regarding overnight camping. It is requested that the bylaw be established as soon as possible in order to have the signs put up prior to when the busy travel season. Councillor Dunsdon would like to have Steve Stewart involved or at the very least, informed of the bylaw. Mayor McMynn would also like to include the Remillard's as well. Staff is to extend an invite to Steve Stewart and Dave and Heather Remillard to the next council meeting with the purpose to discuss and inform them of the bylaw intended to allow RCMP to remove unauthorized camping in the Village of Midway.

Correspondence

- a) District of Kent Agassiz - Cannabis Production Facilities on Agricultural Land Reserve Lands - Councillor Schierbeck is in favor of supporting the District of Kent Agassiz as cannabis production facilities don't necessarily need to be in the ground. Many facilities could be in industrial buildings that have raised beds for the plants. **Moved** Councillor Schierbeck, **Seconded** Councillor Dunsdon that council supports the letter from the District of Kent Agassiz. **Carried**
- b) District of Houston - Human Trafficking Task Force - **Moved** Councillor Metcalf, **Seconded** Councillor Rotvold to receive and file. **Carried**
- c) Vickie Konkin, Midway Hospitality Ltd - Requests of Council to opt out of the MRDT - **Moved** Councillor Schierbeck, **Seconded** Councillor Rotvold that Council writes a letter to RDKB requesting to have Midway opt out of the MRDT. **Carried**
- d) City of Cranbrook - Invitation to Participate in Sam Steele Days Festival and Parade, June 14 - 17, 2018 - **Moved** Councillor Rotvold, **Seconded** Councillor Dunsdon to receive and file. **Carried**
- e) Rob Fleming, Minister of Education - Premier's Awards for Excellence in Education - **Moved** Councillor Schierbeck, **Seconded** Councillor Dunsdon to receive and file. **Carried**
- f) Jost Aregger - Full Hook-Ups at the Riverfront Park - CAO has already replied via e-mail to Mr. Aregger. Received and filed.

063-2018

064-2018

Administrator's Report

1. **Canada Summer Jobs** – The Village has received \$1520.00 from the Employment and Social Development Canada, inclusive of the minimum wage increase. The Village would be responsible for \$4908.81 of an 9 week, 40hrs a week summer job. CAO requests a motion from council to proceed with the hiring process. **Moved** Councillor Rotvold, **Seconded** Councillor Dunsdon that Council approves CAO to begin the hiring process for a summer job with Public Works and for the signing of an agreement between the Village of Midway and Employment and Social Development Canada. **Carried**
2. **Pumper Truck Delivery** - Delivery of the new truck was scheduled for May 9, 2018 but due to favorable driving conditions the ETA is now May 8, 2018.
3. Cameron Kamigochi has completed and passed his CSR Tutorial Final Exams, the drivers licensing portion of his training and as approved by Council, Cameron will receive a .75/hour raise.
4. **Public Works Foreman's Report** - Regarding the location of the proposed Spray Park, Foreman Boltz suggested the location should be on the south end of the park across from the Community Centre. He states the possibility of expanding the emergency services area would no longer be viable if the Spray Park was in the northeast corner of the park. As well, there would be more parking at the south side of the park in comparison to the NE corner where parking is already at a premium with Village business, staff, emergency services and the Bridge patrons. CAO expressed concerns about Spray Park users parking in the Village staff parking area on weekends and potentially blocking emergency services vehicles. Water and sewer connections could be easier and more efficient on the south end as well. Councillor Rotvold expressed concern about having the Spray Park closer to a busier road and the gentleman who conducted the Spray Park presentation came to look at the park and the NE corner was his recommendation. Given the PW Foremen's comments and insight, he should have been involved initially and Council would like to meet with the PW Foreman to discuss plans. Councillor Rotvold is to invite PW Foreman to the Spray Park Committee meeting so he can share his comments with them.
5. A date error noted on Page 6334 of the March 12, 2018 Special Meeting minutes. The date in the motion to Adopt the Special Meeting Agenda incorrectly stated February 21, 2018 and requires an amendment to the motion to reflect the correct date. **Moved** Councillor Rotvold, **Seconded** Mayor McMynn to amend the incorrect date reflected on the March 12, 2018 Special Meeting minutes. **Carried**

065-2018

066-2018

Mayor and Council Reports

Councillor Metcalf – No Report.

Councillor Schierbeck – Has received positive feedback regarding the inclusion of the minutes to the Council Newsletter.

He also asked Council if there is an appetite to develop the Village owned vacant lot that is between The Spot and the grocery store. He has some information regarding a commercial development, if there is interest then it should be discussed In-Camera. Mayor McMynn and Councillor Metcalf expressed interest in at least listening to what Councillor Schierbeck has to say. It will be discussed at the next regular council meeting.

Councillor Dunsdon – Report from the Community Garden meeting April 21, 2018. Minutes will be left in Councillor's mail boxes. 42 people attended. An interesting note was that 6 new couples to the area and all of them decided to move to Midway after staying at the Riverfront Campground at some time in the past. Irrigation lines have been extended to fill new plots, ongoing issues with sticks and branches being deposited at the compost pile. Members of the Community Garden continue to collect empty beverage containers by using the bin where the unattended recycling bin used to be. With council's permission, he hopes the bin can stay at that location, despite the hopes from Tim Dueck of the RDKB that it be moved to avoid people continuing to leave garbage there. As soon as there is an issue with garbage being left being at the site, it will be moved ASAP.

Comments from the Midway Senior's meeting, Councillor Rotvold was asked to clarify a statement from New Business that the Village of Midway has asked Midway Senior's to help with the building of the public washrooms at the Spray Park. Councillor Rotvold said that was a mistake, it was a letter from the Spray Park Committee to the Senior's asking to partner.

Comments from the Midway Partnership Fund meeting, "Project is not a done deal as the Village has not yet come up with on-going expenses and cost of a worker to inspect the Spray Park daily with a minimum cost of 2hrs. The Village needs to confirm that it will be on ongoing project. That they are committed to include it in its ongoing infrastructure." Councillor Rotvold has a meeting with David Reid (Public Works for the City of Grand Forks) on May 10, 2018 to talk about the operational costs that the Grand Forks Spray Park has. Nothing else has been confirmed regarding the Spray Park at this time.

Councillor Rotvold – On Wednesday May 2, 2018 there was a BEDC meeting, the Area E director would like to opt out of Economic Development and start her own. Currently there are 5 partners: Greenwood, Midway, Grand Forks, Area D and Area E. Councillor Schierbeck feels that the program is stronger when all parties are united. Councillor Dunsdon asked what has Midway received from the programs that show up in Midway. Councillor Rotvold said the branding for the region, the Kettle Valley Express, TOTA has developed a webpage for the region, signage on Hwy 33, 3 and near Paulson Bridge were all Regional Economic Development projects. Community Futures is working with the municipalities to enhance options. Councillor Rotvold inquired about creating an advisory committee to make recommendations for Economic Development. Major workforce shortage is one thing Community Futures is working on in the region. Councillor Rotvold would like to hear Council's opinions so she has direction when she attends the next meeting. Councillor Schierbeck would like to know or have the question brought up to Vickie Gee (Area E Director) if she has done any consultation with any residents of Rock Creek? Councillor Rotvold will ask her at the next meeting. Greenwood and Grand Forks are in favor of remaining status quo. Council unanimously agrees to stay in the BEDC. **Moved** Councillor Rotvold, **Seconded** Councillor Dunsdon that Council supports remaining status quo in BEDC for the remainder of the contract term. **Carried**

067-2018

On Thursday, May 3rd she met with Interior Health Chairman and CEO at Grand Forks Hospital to hear issues and concerns. Councillor Rotvold raised the issue of the lack of blood labs in the area and Vickie Gee also supported the issue. IH is supposed to be reviewing the issue. Councillor Rotvold feels the input from the medical facilities in the area and elected officials will resonate with the new Chairman and they will finally take action on their review.

A year and a half ago Councillor Rotvold approached Suzanne Lee regarding a pamphlet or information booklet on the health services in the West Boundary. It was finally created and handed to Councillor Rotvold for distribution. They could easily be handed out at local business and CAO would like to include it in a Council Newsletter. She will ask at the next meeting which is Thursday May 10 in Grand Forks.

Mayor McMynn - Mayor McMynn, CAO Feist and Councillor Rotvold met with Vickie Gee and Mark Anderson about the fire contract in Grand Forks at the regional district office and they are close to completing a contract. Director Gee would also like to start the advisory committee with the Kettle Valley fire protection. She has Jim Smith representing her area, she suggested Ross Elliott as the Chair, one is required to be appointed for Midway by the Council.

Mayor McMynn was thinking Owen Stewart would be a good representative for Midway.

Moved Councillor Dunsdon, **Seconded** Councillor Rotvold that Council supports Owen Stewart being named to the advisory committee. **Carried**

068-2018

Licence of Occupation to place a building on the forestry land has been recently submitted to Victoria and it could be another two months before they are able to have a look at it.

Mayor McMynn brought up a concern regarding a donation fund from the Road Rescue dissolution that could be used towards equipment. It does not pertain to Village business but Mayor McMynn was wondering if Council would make an informal request to whoever holds the funds to apply it to the Rescue Unit that is now under the Fire Department. Councillor Schierbeck doesn't feel there's anything Council can do about that situation.

Mayor McMynn & Councillor Rotvold met with members of the Midway Community Association on May 4, 2018 to establish a Memorandum of Understanding with regards to the Legacy Fund application. Martin Fromme has drafted an MOU and brought it for submission to Council for their approval. The MCA is meeting tonight as well to approve the MOU so Council would like to defer a vote on the MOU until next council meeting when they know the MCA has approved it. **Moved** Councillor Rotvold, **Seconded** Councillor Dunsdon that a vote on the MOU is deferred to next council meeting. **Carried**

069-2018

Question Period

Brent Merchant would like to know what council and the community needs from him to bring forward his proposal of a wood working class for students and adults. Mayor McMynn informed him of the process to appear as a delegation at the next meeting. That would be the proper way to present his idea.

Brent Merchant leaves at 20:04

Martin Fromme inquired about the location of the proposed Spray Park. He asked if the committee considered the vacant lot across the street from the Riverside Campground? Mayor McMynn said that the committee was following the recommendation of RecTec to place it in the northeast corner of James McMynn Park and that the location he is referring to is part of the proposed Riverfront Park expansion project.

Financial Report – No Report.

Bylaws & Policies

Council agreed to accept the CAO's recommendation to increase across the board for the sewer and water user fees. An increase would now be \$230 for a single residential dwelling.

- a) Bylaw 499 - A Bylaw to amend the Water Service Rates for the Village of Midway - 3 Readings.

Moved Councillor Rotvold, **Seconded** Councillor Dunsdon that bylaw No. 499, 2018 - A Bylaw to amend the Water Service Rates for the Village of Midway be now **READ A FIRST TIME** on this 7th day of May, 2018. **Carried**

Moved Councillor Dunsdon, **Seconded** Councillor Schierbeck that bylaw No. 499, 2018 - A Bylaw to amend the Water Service Rates for the Village of Midway be now **READ A SECOND TIME** on this 7th day of May, 2018. **Carried**

Moved Councillor Schierbeck, **Seconded** Councillor Rotvold that bylaw No. 499, 2018 - A Bylaw to amend the Water Service Rates for the Village of Midway be now **READ A THIRD TIME** on this 7th day of May, 2018. **Carried**

- b) Bylaw 500 - A Bylaw to amend the Sewer Service Rates for the Village of Midway - 3 Readings.

Moved Councillor Schierbeck, **Seconded** Councillor Rotvold that bylaw No. 500, 2018 - A Bylaw to amend the Sewer Service Rates for the Village of Midway be now **READ A FIRST TIME** on this 7th day of May, 2018. **Carried**

Moved Councillor Metcalf, **Seconded** Councillor Dunsdon that bylaw No. 500, 2018 - A Bylaw to amend the Sewer Service Rates for the Village of Midway be now **READ A SECOND TIME** on this 7th day of May, 2018. **Carried**

Moved Councillor Metcalf, **Seconded** Councillor Rotvold that bylaw No. 500, 2018 - A Bylaw to amend the Sewer Service Rates for the Village of Midway be now **READ A THRID TIME** on this 7th day of May, 2018. **Carried**

Budgets and Accounts

Moved Councillor Rotvold, **Seconded** Councillor Dunsdon that the budgets and accounts totaling \$219,219.53 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) West Boundary Community Forest - January 30, 2018 Meeting Minutes
- b) West Boundary Community Forest - February 27, 2018 Meeting Minutes
- c) Midway Partnership Fund - April 19, 2018 Meeting Minutes
- d) Splash Park Committee - Meeting Minutes
- e) Splash Park Committee - March 15, 2018 Meeting Minutes
- f) District of Clearwater - Employer Health Tax
- g) Regional District Kootenay Boundary - Building Inspector Report End of April 2018
- h) Midway Senior's - May 2, 2018 Meeting

be received and filed.

Carried

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

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

- a) Child Find British Columbia - Proclamation for National Missing Children's Month and Missing Children's Day
- b) CreativeBC - Impact Report 2016/2017

be held for two weeks only then destroyed.

Carried

Question Period

CAO asked council if they could meet Friday morning May 11, 2018 to read by-laws regarding tax increase and financial planning. Meeting for 0830 Friday May 11, 2018 is scheduled. Budget meeting for Monday May 14, 2018 at 1830 is also scheduled.

Moved Councillor Dunsdon that the meeting be adjourned at 20:14 hours.

MAYOR

CAO