

Mayor Fromme opened the regular meeting of Council at 19:00 hours on June 21, 2021 at the Boundary Expo Recreation Centre, 734 Seventh Ave., Midway, BC.

Due to the Covid-19 virus the Council Chambers is restricted to an occupancy level of only 5 people in order to safely accommodate the physical distancing requirement. Until further notice Council meetings will be held either in-person at the Midway Community Centre or by virtual meeting via zoom. On December 2, 2020, the Provincial Health Officer (PHO) Order on Gatherings and Events was amended outlining that until further notice the public is restricted from attending all local government meetings in-person. This meeting was recorded.

The Council acknowledges that this meeting is taking place on the non-treaty traditional lands of the Okanagan Nation Alliance and the Osoyoos Indian Band.

Present: Mayor Fromme
Councillors Dunsdon, Grouette, Metcalf, Schierbeck

Staff: Penny Feist, Chief Administrative Officer
Cam Kamigochi, Administrative Assistant

Public: Via Zoom - Gus Van Loenen, Developer / Robert Stacey, Cover Architectural Collaborative Inc. / Sev Abadi, Planning Technician/City of Grand Forks / Wendy Whelen, Planner / Judy Willsey / Julian Willsey / Merry English / Bob Bugeaud / Ken Swanson / Laurie Tritschler, Boundary Creek Times / Pattie Kirschner / Ross Elliott / Stan Jensen / Tanja Klage / Tia Nordstrom / Barb Hisey / +1 unidentifiable Zoom participant

Introduction of Late Items – None

Adoption of Agenda

Moved /Seconded that the June 21, 2021 regular meeting agenda be adopted as amended.

Carried

Delegation – None

Question Period

Ken Swanson, Midway resident – What would the potential impact on the sewage system be with the increase in population that the new building would add?

Chief Administrative Officer – The Sanitary Sewer Reclamation Plant was constructed to be able to accommodate 1,000 people. Due to the travel restrictions this past winter, more residents stayed in town as opposed to travelling south and the Public Works Foreman reported that the Reclamation Plant ran better with the increased use.

Ken Swanson – Has the increased traffic on Thomet Rd has been considered?

Chief Administrative Officer – The Ministry of Transportation and Highways received a referral letter respecting the Development and they responded they do not have issues with the application.

Ross Elliot, Midway resident – Was underground parking considered when the building was being planned?

Robert Stacey, Cover Architectural – Underground parking is quite prohibitive in terms of cost and with regards to the height variance request there was not any specific discussion regarding the parking options.

Judy Willsey, Midway resident – Is Council aware the she received an email from Gus Van Loenen stating that if the 5 story building was not approved that he planned to build a 3 story building closer to her residence that would have a larger impact on her property, illustrated with a diagram?

Martin Fromme, Mayor – Yes, Council is aware of the email.

Merry English, Midway resident – Does Council view that email, as herself and the Willsey's do, as threatening?

Gary Schierbeck, Councillor – No, felt the email was informational.

Fred Grouette, Councillor – I did not like the overall feel of the email.

Martin Fromme – I felt it was negative and a bit threatening.

Merry English – How does Council feel receiving the petition with 136 signatures on it, all saying no?

Fred Grouette – It's the people talking, that's what this is all about.

Adoption of Minutes

Moved/Seconded that the minutes from the June 2, 2021 Special Meeting of Council be adopted as circulated. **Carried**

Moved/Seconded that the minutes from the June 7, 2021 Regular Meeting of Council be adopted as circulated. **Carried**

Business Arising

Page 6654 – Is there any update on dust control on Fritz Rd? Chief Administrative Officer needs to speak with Public Works Foreman regarding information received from SPL. The Mayor and CAO also met with BZAM Management which the Mayor will discuss in his report.

Page 6655 to 6658 – None

New and Unfinished Business

- a) Development Variance Permit for 430 Lyall Street (Application No. DVP 2101) To vary the Maximum Height of a Proposed Multi Family Residential Building in the R3 Zone from 11 to 18.6 metres – Council decision tabled from the June 7, 2021 meeting.

Mayor Fromme read a prepared statement outlining his opinion (statement attached and forms a part of the minutes). Each Councillor took the opportunity to express their opinions regarding the DVP application.

After discussion it was **Moved/Seconded** that Council does not approve the staff recommendation to approve Development Variance Permit No. DVP 2101 to vary the maximum height requirement for one multiple family building located at 430 Lyall Street from 11 metres to 18.6 metres and from three to five storeys

Carried

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Councillor Schierbeck opposed

- b) Minister of Municipal Affairs Josie Osborne – re: 2021 UBCM Convention – Deadline to request a meeting June 30, 2021 – Tabled from June 7, 2021 Regular Meeting. Councillor Dunsdon asked to determine how this year's convention will be operated as he wishes not to participate in Zoom meetings. Mayor Fromme will participate in Zoom meetings as he did last year. The rest of Council declined participation in the 2021 UBCM Convention and meetings. The Mayor would like to address the on-going staffing issues with the RCMP detachment. The Corporal has recommended meeting with the Minister of Public Safety and Solicitor General, the Mayor also wishes to speak to the Premier regarding the Community Forest. **Moved/Seconded** to be received and filed.

Carried

- c) Premier John Horgan – re: 2021 UBCM Convention – Deadline to request a meeting June 30, 2021 – Tabled from June 7, 2021 Regular Meeting. **Moved/Seconded** to be received and filed.

Carried

Correspondence

- a) Karen Elliot, Mayor, District of Squamish – Truth and Reconciliation Commission's Call to Action 75. Councillor Dunsdon said this ties into the recommendation he submitted in his report: "That Council send a letter to our MLA and our Member of Parliament stating that the Village of Midway Council supports a full independent investigation into the particulars surrounding the deaths of indigenous children at residential schools; Further that the letter be copied to the City of Greenwood and the City of Grand Forks." It is a huge black eye and Council has not made a statement yet. It can be discussed further at the next Regular Meeting on July 19. **Moved/Seconded** to be received and filed.

Carried

Administrator's Report – Verbal Report

1. Previous Chief Administrative Officer Bob Hatton, who worked in local government for over 28 years with the Village of Midway recently passed away. Chief Administrative Officer has posted a letter on the Village's Facebook page, acknowledging the hard work, dedication and numerous municipal projects that Bob worked on. Staff to send the Hatton family a condolence card from Council, Staff and Midway residents.

Mayor and Council Reports

Councillor Dunsdon - Written Report on file

- Recommendation already discussed under Correspondence Item a).
- Two RDKB meetings on Wednesday June 23. Will have a report for the next meeting.

Councillor Schierbeck

- Arena Compressor/Chiller replacement project update? Public Works staff: Bob Peters, Phil Cameron, Jeremy Reid as well as Chief Administrative Officer held a start-up Zoom meeting with the project manager from Trane last week. The deadline for completion is end of October but barring any major delays the contractor projects an earlier completion. Councillor Schierbeck asked if we can advertise in the Municipal Information Network so people know what we are doing and draw attention to our facility.
- Provincial Nominee Program (PNP) has new mandatory training requirements and Councillor Schierbeck does not have the time to complete, the program will be dropped if there is no one to take it on. Mayor Fromme asked Councillor Schierbeck to forward him the information to look at.

Councillor Grouette

- West Kootenay Boundary Regional Hospital Board meeting on June 23rd.

Councillor Metcalf

- Next Community Forest meeting in Greenwood, June 29, 2021 @ 6:30pm. Chief Administrative Officer advised there was not one applicant for the vacant Community Forest Board of Directors position. Councillor Metcalf will discuss this with the Board at the next Community Forest general meeting.

Mayor Fromme

- A petition from residents was received regarding the dust control along Fritz Rd. Mayor and Chief Administrative Officer met with the Site Manager and Vice President of Operations with BZAM. The VP was not aware that their facility was not within the Village boundaries, he had a positive attitude toward helping to find a resolution seeing the Village maintains a road for a facility that we receive no taxation from. The VP has asked for a cost estimate to pave Fritz Rd to their facility. In the meantime, BZAM will be looking into utilizing their water truck to perform dust control. Councillor Schierbeck asked whether closing Fritz Rd to pedestrian traffic only was ever considered as it is an old railway grade and not designed to have two vehicles pass on it. Chief Administrative Officer and Councillor Metcalf explained that this is a public road within Village boundaries and beyond our boundaries it is a forest service access road. Mayor Fromme was concerned that closing Fritz would just mean double the traffic on Central Ave which passes through a larger residential area. Councillor Dunsdon observed a steady stream of traffic from a resident's house along Central Avenue. Bylaw Officer has also observed many vehicles speeding along Fritz Rd.
- Mayor Fromme plans to discuss RCMP issues at UBCM with the appropriate Ministry.
- Met with the Trails Society, they will be visiting the new property the Village has purchased in order to identify some plans they have to make it into a recreational area. There is exceptional potential for year round family recreation.

Question Period

Tia Nordstrom, Midway resident – Will there be a public meeting regarding the family recreation plans for the new property?

Martin Fromme – There is no meeting planned at this time, but as Council receives a report from the Trails Society, it would be appropriate to have a meeting to receive input on the proposal and other ideas.

Financial Report – NoneBylaws & Policies

Bylaw 531 – A Bylaw to Regulate the Operation and Maintenance of Cemeteries – Final Adoption

Moved/Seconded that Bylaw 531 a Bylaw to Regulate the Operation and Maintenance of Cemeteries be now **ADOPTED** on this 21st day of June, 2021. **Carried**
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Planning – NoneBudgets/Accounts

Moved/Seconded that the accounts totaling \$45,492.53 be drawn on the general account and be paid. **Carried**

Correspondence for Info Only

Moved/Seconded that correspondence for information only items:

- a) RDKB – Building Inspection Report – May 2021 be received and filed.

CarriedCorrespondence for Information Only – to be held for two weeks only – NoneQuestion Period – NoneIn-Camera

Moved/Seconded to move in-camera at 19:51 hours under section 90(1)(m) of the Community Charter **Carried**

Returned to the Regular Meeting at 20:02 hours

Moved that the meeting be adjourned at 20:02 hours

 Mayor

 Chief Administrative Officer