

TOWN OF CRESTON
REGULAR COUNCIL MEETING MINUTES - MARCH 29, 2005

Minutes of a Regular Meeting of Council held on Tuesday, March 29, 2005 at 6:30 p.m. in the Town of Creston Council Chambers, 238 - 10th Avenue, North.

- PRESENT:** Mayor Snopek
Councillors Folkman, Lavender, Mueller, Sadler, Thomas, Vondracek
Wm. F. Hutchinson, Chief Administrative Officer
Gwen Mason, Director of Corporate Administration
- MEDIA** Lorne Eckersley, Creston Valley Advance
- GALLERY:** 13 members of the public, attached as Appendix "1"
- CALL TO ORDER** The Mayor called the Regular Meeting to order at 6:30 p.m.
- 197-05 Moved by Councillor Sadler, seconded by Councillor Folkman
MOVE TO CLOSED THAT by authority of the Community Charter, this meeting is closed from the
MEETING public and/or news media pursuant to Sub-Section 90(1)(c) and (e).
CARRIED
- RECONVENE** The Regular Meeting reconvened at 7:00 p.m.
- 198-05 Moved by Councillor Sadler, seconded by Councillor Thomas
AGENDA THAT the Agenda for the Regular Meeting of March 29, 2005, be adopted.
CARRIED
- INVOCATION** Pastor Gordon Lawrence, New Life Christian Church, delivered the Invocation.
- 199-05 Moved by Councillor Mueller, seconded by Councillor Vondracek
MINUTES THAT the minutes of the Regular Meeting held March 14, 2005, be adopted.
REGULAR MTG CARRIED
MARCH 14TH
- 200-05 Moved by Councillor Lavender, seconded by Councillor Folkman
COMMITTEE MTG THAT the minutes of the Regular Committee Meeting held March 21, 2005, be
MARCH 21ST received. CARRIED
- DELEGATIONS** The Mayor welcomed Mr. Karl Mottl, representing the Creston Valley
CV THUNDERCATS Thundercats, to the meeting at 7:00 p.m.
- Mr. Mottl thanked Council for the opportunity to speak and he read from prepared text, which is attached to and forms a part of these minutes as Appendix "2". He noted that they are a non profit organization, that needs community support to survive financially. Historically big corporations (i.e. Terasen Gas, FortisBC), supported these sports annually and now that doesn't happen. They are greatfull for the continued local support but with rising costs, they are at a deficit for a second year.
- There was general questions and comments regarding fee structures being comparable with other areas; the entertainment factor; reduced crime rates; dollars spent in Town (motels, restaurants); sources of revenue; budgeting; and increased expenses including the hiring of a coach. Mr. Mottl noted that they are requesting support from the entire community, not just Council.
- The Mayor thanked Mr. Mottl for his presentation and advised that Council will review the request, at the next Committee meeting on April 4th. Mr. Mottl and members of the Gallery, left Council Chambers at 7:20 p.m.
- 201-05 Moved by Councillor Sadler, seconded by Councillor Mueller
CORRESPONDENCE THAT Ltr #404 from the Director of Corporate Administration, listing
FOR INFORMATION Correspondence for Information, be received and filed for information.
CARRIED
- 202-05 Moved by Councillor Folkman, seconded by Councillor Sadler
FINANCE WARRANTS THAT Finance Warrant No. 11 in the amount of \$55,389.12 and No. 12 in the
11 AND 12 amount of \$101,016.10, be received. CARRIED

- COUNCIL COMMITTEE**
203-05
MARCH 21ST
RECOMMENDATIONS
DELEGATION RQST
(DRUG CRISIS
AWARENESS)
- Moved by Councillor Vondracek, seconded by Councillor Sadler
THAT Council Committee Recommendation No. 1, from the March 21, 2005
Regular Committee Meeting, be adopted as follows:
RECOMMENDATION NO. 1:
THAT Ltr #375 from the Drug Crisis Awareness Group, requesting a Delegation
with Council on March 29th to discuss drug problems and solutions in Creston,
be received; AND FURTHER, THAT Administration advise the Drug Crisis
Awareness Group that Council approves their delegation request for the April
11th, 2005 Regular Council Meeting, at 7:00 p.m. **CARRIED**
- 204-05
CVCEDS MINUTES
- Moved by Councillor Vondracek, seconded by Councillor Folkman
THAT Ltr #389 from the Creston Valley Community Economic Development
Society, being minutes of their March 17th, 2005 Board Meeting, be received
and filed for information. **CARRIED**
- 205-05
MOTION TO
RECONSIDER
- Moved by Councillor Folkman, seconded by Councillor Vondracek
THAT Council reconsider the implementation of a Fetal Alcohol Syndrome
Warning Sign Bylaw. **UNANIMOUSLY CARRIED**
- 206-05
FETAL ALCOHOL
SYNDROME BYLAW
- Moved by Councillor Sadler, seconded by Councillor Folkman
THAT Ltr #407 from Councillor Sadler, regarding implementing a Fetal Alcohol
Syndrome Warning Sign Bylaw, AND FURTHER, THAT Administration prepare
and implement a Fetal Alcohol Syndrome Warning Sign Bylaw. **CARRIED**
- GENERAL GOV'T**
207-05
MARCH 21ST
RECOMMENDATIONS
RQST DONATION
(WK-BOUNDARY
CHAPTER LGMA)
- Moved by Councillor Folkman, seconded by Councillor Sadler
THAT General Government and Finance Committee Recommendations 2 to 7,
from the March 21, 2005 Regular Committee Meeting, be adopted as follows:
RECOMMENDATION NO. 2:
THAT Ltr #355 from the West Kootenay-Boundary Chapter of LGMA of BC,
requesting a donation of a Town of Creston shirt or hat and 60 lapel pins, for the
upcoming Spring Conference, be received; AND FURTHER, THAT Council
approves a donation of one Town of Creston shirt and hat, and 60 lapel pins to
the West Kootenay-Boundary Chapter of LGMA of BC, for their Spring
Conference.
- AKBLG
RESOLUTIONS
- RECOMMENDATION NO. 3:**
THAT Ltr #364 from the Association of Kootenay Boundary Local Government,
requesting resolutions for their Annual General Meeting, be received; AND
FURTHER, THAT the Chief Administrative Officer draft a resolution to be
submitted to the Association of Kootenay Boundary Local Government's Annual
General Meeting, regarding Regional District involvement in taxing for area
functions.
- ICBC ROAD
SAFETY GRANT
MONIES
- RECOMMENDATION NO. 4:**
THAT Ltr #372 from the Chief Administrative Officer, requesting Council's
direction for the allocation of the remaining \$2,000 in the ICBC Road Safety
Grant Program, be received; AND FURTHER, THAT Administration advise
Citizens on Patrol that Council awards a further \$2,000 grant from the ICBC
Road Safety Grant Program, to be used for road safety projects within their
organization.
- RISK MGMT.
PRESENTATIONS
- RECOMMENDATION NO. 5:**
THAT Ltr #381 from the Regional District of Central Kootenay, requesting
participation at Risk Management presentations in Nelson, be received; AND
FURTHER, THAT the Chief Administrative Officer, Director of Municipal Services
and the Director of Financial Services, be authorized to attend the Risk
Management presentations in Nelson on April 6, 2005, with expenses paid as
per policy.
- KKTC MAIN TABLE
TREATY
NEGOTIATION
SESSION
- RECOMMENDATION NO. 6:**
THAT Ltr #385 from the Ktunaxa Kinbasket Treaty Council, being an invitation
for the Mayor and Chief Administrative Officer to attend a Main Table Treaty
Negotiation session and reception in Cranbrook, be received; AND FURTHER,
THAT Council Folkman and the Chief Administrative Officer be authorized to
attend the Ktunaxa Kinbasket Treaty Council Main Table Treaty Negotiation
session and reception in Cranbrook on March 30th 2005, with expenses paid as
per policy.

☞ PURCHASE
PORTABLE
FIREFIGHTING
EQUIP.

RECOMMENDATION NO. 7:

THAT Council enter into a partnership with Herchmer Insurance for the purchase of a 1890's portable firefighting apparatus, at a total cost of \$400; AND FURTHER, THAT Council authorizes payment in the amount of \$200, charged to Council Miscellaneous budget funds, as the Town's share of the purchase cost for the portable firefighting apparatus. CARRIED

208-05

☞ AKBLG
RESOLUTION #1/05
RE PENALTIES FOR
CRIMINAL DRUG
OFFENCES

Moved by Councillor Folkman, seconded by Councillor Sadler
THAT Ltr #412 from Mayor Snopek, regarding a draft resolution for consideration at the AKBLG 2005 Annual General Meeting, addressing the maximum penalties for criminal drug offences, be received; AND FURTHER, THAT Administration forward Resolution #1/05, regarding maximum penalties for criminal drug offences, to the Association of Kootenay Boundary Local Government's 2005 Annual General Meeting, for consideration. CARRIED

209-05

☞ AKBLG
RESOLUTION #2/05
RE TRAINING
FOR LOCAL GOV'T
CANDIDATES

Moved by Councillor Folkman, seconded by Councillor Vondracek
THAT Ltr #413 from the Chief Administrative Officer, regarding a draft resolution for consideration at the AKBLG 2005 Annual General Meeting, addressing local government election candidate training, be received; AND FURTHER, THAT Administration forward Resolution #2/05, regarding local government election candidate training, as amended by deleting "*and upon a successful election, the electee be required to attend and successfully complete the said training, should the candidate not have already completed same.*", to the Association of Kootenay Boundary Local Government's 2005 Annual General Meeting, for consideration. CARRIED

210-05

☞ AKBLG
RESOLUTION #3/05
RE TERMS FOR
REGIONAL DISTRICT/
MUNICIPAL
FUNCTIONS

Moved by Councillor Folkman, seconded by Councillor Sadler
THAT Ltr #414 from the Chief Administrative Officer, regarding a draft resolution for consideration at the AKBLG 2005 Annual General Meeting, addressing the term of Regional District / Municipal functions, be received; AND FURTHER, THAT Administration forward Resolution #3/05, regarding the term of Regional District/Municipal functions, to the Association of Kootenay Boundary Local Government's 2005 Annual General Meeting, for consideration. CARRIED

211-05

☞ AKBLG
RESOLUTION #4/05
RE ADMINISTRATION
AND OPERATION OF
RD/MUNICIPAL
FUNCTIONS

Moved by Councillor Folkman, seconded by Councillor Sadler
THAT Ltr #415 from the Chief Administrative Officer, regarding a draft resolution for consideration at the AKBLG 2005 Annual General Meeting, addressing administration and operations of Regional District / Municipal functions, be received; AND FURTHER, THAT Administration forward Resolution #4/05, regarding the administration and operations of Regional District/Municipal functions, to the Association of Kootenay Boundary Local Government's 2005 Annual General Meeting, for consideration. CARRIED

**PARKS, YOUTH
AND CULTURE**

212-05

☞ MARCH 21ST
RECOMMENDATIONS
☞ RQST RE PCSS
GRAD CLASS MURAL

Moved by Councillor Lavender, seconded by Councillor Vondracek
THAT Parks, Youth and Culture Committee Recommendations 8 to 11, from the March 21, 2005 Regular Committee Meeting, be adopted as follows:

RECOMMENDATION NO. 8:

THAT Ltr #333 from Tiffany Paynter and Anna Pittman on behalf of the Prince Charles Secondary School 2005 Grad Class, requesting permission to paint a mural on Town property, be received; AND FURTHER, THAT Administration advise Ms. Paynter and Ms. Pittman of the PCSS 2005 Grad Class, that Council approves a mural on the west end of the retaining wall at 1102 Cook Street, subject to conditions set out in the Town's Mural Policy.

☞ CELEBRATE
CANADA GRANT
☞ CANADA DAY
YOUTH AWARD

RECOMMENDATION NO. 9:

THAT Ltr #113 from the Celebrate Canada Committee for BC, regarding funding application and nominations for the Canada Day Youth Award, be received; THAT Administration is authorized to submit an application for 2005 Canada Day funding under the Celebrate Canadian Heritage Program; AND FURTHER, THAT Administration forward nominations for Canada Day Youth Awards, as they are received, to Canadian Heritage for consideration.

☞ MILLENNIUM PARK
BOOKINGS

RECOMMENDATION NO. 10:

THAT Ltr #346 from the Director of Municipal Services, requesting that bookings at Millennium Park be curtailed until 2006 due to construction in and around the Park, and Ltr #384 from the Chief Administrative Officer regarding same, be received; THAT Administration advise the Creston Valley Garden Festival and ArtLink that the immediate area surrounding Millennium Park will be under construction in 2005 and therefore they may wish to reconsider their bookings and relocate to Centennial Park; AND FURTHER, THAT Administration provide written notice with all Millennium Park applications, regarding the 2005 construction surrounding Millennium Park.

☞ RQST TO ERECT
SIGN RE CRESTON
SATURDAY MARKET

RECOMMENDATION NO. 11:

THAT Ltr #368 from Marlene Nash and Denyse Erdos, Creston Saturday Market, requesting permission to erect a permanent sign on the South parking lot adjacent to Millennium Park to advertise the Saturday Market, be received; AND FURTHER, THAT Administration advise Ms. Nash and Ms. Erdos that Council denies their request to erect a permanent sign on the South parking lot adjacent to Millennium Park; and further, that they consider other advertising options.

CARRIED

**PROTECTION AND
POLICING**

213-05

☞ MARCH 21ST
RECOMMENDATIONS
☞ RQST LTR OF
SUPPORT
(PELMOREX
COMMUNICATIONS)

Moved by Councillor Vondracek, seconded by Councillor Sadler
THAT Protection and Policing Committee Recommendations 12 and 13, from the March 21, 2005 Regular Committee Meeting, be adopted as follows:

RECOMMENDATION NO. 12:

THAT Ltr #356 from Pelmorex Communications Inc., requesting a letter of support for their application to the Canadian Radio-Television and Telecommunications Commission (CRTC), for a "All Channel Alert" (ACA), emergency warning system; be received and filed for information.

☞ DERELICT BLG.
(618 CANYON ST.)

RECOMMENDATION NO. 13:

THAT the request from the Creston & District Credit Union that Council approve a 30 day extension to the Town's proceeding with remedial action on the property legally described as Lot 8, Block 36, District Lot 525, Plan 693 (618 Canyon Street), to March 22nd, 2005, and Ltrs #126 and 159 regarding same; be received and filed for information.

CARRIED

TRANSPORTATION
214-05

☞ MARCH 21ST
RECOMMENDATIONS
☞ DUST CONTROL

Moved by Councillor Thomas, seconded by Councillor Sadler
THAT Transportation Committee Recommendations 14 and 15, from the March 21, 2005 Regular Committee Meeting, be adopted as follows:

RECOMMENDATION NO. 14:

THAT Ltr #366 from Ethel Vigne, regarding upgrades to 8th and 9th Avenues North, Murdock and Regina Streets, to prevent continual dust problems, be received; AND FURTHER, THAT Administration write Mr. Vigne, advising that the Town has carried out street sweeping in the areas of 8th and 9th Avenues North, Murdock and Regina Streets.

☞ CEDAR ST.
CROSSING
INFRASTRUCTURE
GRANT

RECOMMENDATION NO. 15:

THAT Ltr #373 from the Chief Administrative Officer, regarding future cost estimates for the Cedar Street Crossing project, be received; AND FURTHER, THAT Administration is authorized to include an additional \$79,000 in the 2005 Capital Budget, to complete the Cedar Street Crossing project.

CARRIED

215-05

☞ INSURANCE RQST &
ROAD CLOSURE
RQST FOR MAY 21ST

Moved by Councillor Thomas, seconded by Councillor Folkman
THAT Ltr #395 from the Kootenai Community Centre Society, regarding a request for insurance coverage for events being held during Blossom Festival weekend, and the closure of 16th Avenue between Cook and Dogwood Streets on May 21st, 2005, be received; THAT the road closure request be approved; AND FURTHER, THAT Ltr #395 from the Kootenai Community Centre Society, regarding a request for insurance coverage for events being held during Blossom Festival weekend on May 20 - 23, 2005, be referred to the General Government Committee for further review and recommendation.

CARRIED

216-05

☞ ROAD CLOSURE
RQST FOR MAY 21ST,
22ND AND 23RD

Moved by Councillor Thomas, seconded by Councillor Vondracek
THAT Ltr #403 from the Creston Valley Blossom Festival Association, regarding their street closure application to the Ministry of Transportation for the Blossom Festival Weekend, May 20 to 23, 2005, be received and filed for information.

CARRIED

**UTILITIES AND
CEMETERIES**

217-05

☞ STP REPORT

Moved by Councillor Sadler, seconded by Councillor Folkman
 THAT Ltr #365, being the Town's Water and Sewage Treatment Plant
 Operator's Report for January, 2005, be received and filed for information.

CARRIED

218-05

☞ ARROW CREEK
WTP UPDATE

Moved by Councillor Sadler, seconded by Councillor Folkman
 THAT Ltr #416 from the Regional District of Central Kootenay, a March 16th
 update on the Arrow Creek Water Treatment Plan construction, be received and
 filed for information.

CARRIED

**REGIONAL DISTRICT
DIRECTOR**

219-05

☞ MARCH 21ST
RECOMMENDATIONS
☞ CRESTON CURLING
CLUB GIA FINANCIAL
INFO.

Moved by Councillor Sadler, seconded by Councillor Mueller
 THAT the Regional District Director's Recommendations 16 and 17, from the
 March 21, 2005 Regular Committee Meeting, be adopted as follows:

RECOMMENDATION NO. 16:

THAT Ltr #354 from Administration, regarding Councils request for budget
 information in conjunction with a grant-in-aid that was approved; and further, the
 said financial information from the Creston Curling Club; be received and filed
 for information.

☞ RQST GIA RE BC
SENIORS GAMES**RECOMMENDATION NO. 17:**

THAT Ltr #376 from the Zone 7, BC Seniors Games Society, requesting a grant-
 in-aid to assist with costs for the 2005 Seniors Games; be received and filed for
 information, and further, that the BC Seniors Games Society be so advised.

CARRIED

BYLAWS

220-05

☞ BYLAW 1617
(ADOPTION)

Moved by Councillor Mueller, seconded by Councillor Sadler
 THAT Parcel Tax (Sterile Insect Release Program), Amendment Bylaw 1617, be
 adopted.

CARRIED

Councillor Folkman OPPOSED

NEW BUSINESS:

221-05

☞ CONGRAT'S LTR

Moved by Councillor Folkman, seconded by Councillor Lavender
 THAT Mayor Snopek write a letter of congratulations to the Creston Valley Minor
 Hockey Association for hosting the BC Provincial Championships, with
 honourable mention to the Coaches, Manager and Creston Chiefs players, for
 winning the tournament.

CARRIED

222-05

☞ VETERAN'S FREE
PARKING PERMITS

Moved by Councillor Vondracek, seconded by Councillor Sadler
 THAT Administration administer "Free Parking Permits" for 2005, to all Local
 Veterans.

CARRIED

223-05

☞ CITIZEN OF THE
YEAR PROGRAM

Moved by Councillor Folkman, seconded by Councillor Vondracek
 THAT the Town of Creston administer the Citizen of the Year Program for 2005.

CARRIED

REPORTS OF REP'S

☞ CLR VONDRACEK

Councillor Vondracek reported on his attendance at the Chamber of Commerce,
 Blossom Festival Society and Wetlands Friendship Society, meetings.

☞ CLR FOLKMAN

Councillor Folkman reported on his attendance at a Creston Kootenay Foundation
 meeting.

☞ CLR THOMAS

Councillor Thomas reported on his attendance at the Airport Society and Aquatic
 Society, meetings.

☞ MAYOR SNOPEK

Mayor Snopek reported on his attendance at the devastating fire on Vancouver
 Street.

224-05

☞ RECEIVE
REPORTS

Moved by Councillor Sadler, seconded by Councillor Folkman
 THAT the verbal Reports of Representatives, be received for information.

CARRIED

**REPORT FROM
CLOSED MEETING**

225-05

☞ MONAGHAN
COURT ACTION
DISMISSED

Moved by Councillor Mueller, seconded by Councillor Sadler
 THAT Resolution Number 52-05 from the March 29, 2005 Closed Meeting of
 Council, be reported at the March 29, 2005 Regular Meeting of Council, as
 follows:

*THAT Ltr #380 from Steve Haakonson, Lawyer, advising that the court action
 Monaghan v. Town of Creston has been dismissed; be received and filed for
 information.; and*

DISPOSAL OF TOWN PROPERTY THAT Resolution Number 54-05 from the March 29, 2005 Closed Meeting of Council, be reported at the March 29, 2005 Regular Meeting of Council, as follows:
THAT Administration advertise for public participation, the disposal of property legally described as Lot 1, District Lot 891, Plan 1011; Lot 1, District Lot 891, Plan NEP19963; and Lots A and B, District Lot 891, Plan NEP72899 (southwest portion of former CFI lands), inclusive of the nature, terms and process by which the land may be acquired.
CARRIED

GIVING OF NOTICES

1. Committee Meetings (1st & 3rd Mondays) (**April 4th, 18th**)
2. Council Meetings (2nd & 4th Mondays) (**April 11th, 25th**)
3. April 14 to 16, 2005 - AKBLG Annual General Meeting - Invermere
4. April 18th - Budget Meeting after Committee Meeting (lunch served)
5. April 21st - Cherry Pickers meeting at 2:00 p.m.
6. April 21st - 23rd - Community Forest Conference
7. May 21st - Blossom Festival VIP Reception
8. June 4th - Relay For Life
9. June 21st - BC Hydro Lunch Meeting

QUESTION PERIOD Questions and comments included ID requirements for Veteran 'Free Parking Permits'; local people employed at the Cavell Street apartment project and support for the AKBLG Resolution, regarding training for Local Government candidates. The Mayor reported that ID will be required for the Veteran's free parking permits and that local people are employed at the Cavell Street apartment project.

226-05
ADJOURNMENT Moved by Councillor Thomas, seconded by Councillor Vondracek
 THAT the Regular Meeting of March 29, 2005, be adjourned at 8:00 p.m.
CARRIED

CERTIFIED CORRECT:

 Mayor Joe Snopek

 Deputy or Director of Corporate Administration