

**MINUTES OF A REGULAR MEETING OF COUNCIL HELD IN THE TOWN OF
CRESTON COUNCIL CHAMBERS, 238 – 10TH AVENUE NORTH ON TUESDAY,
DECEMBER 17th, 2019 AT 4:15 P.M.**

PRESENT Acting Mayor Jim Elford
Councillor Arnold DeBoon
Councillor Ellen Tzakis
Councillor Karen Unruh
Councillor Joanna Wilson

STAFF Ross Beddoes, Acting Chief Administrative Officer/Director of Community Services
Steffan Klassen, Director of Finance & Corporate Services
Jared Riel, Fire Chief
Joel Comer, Municipal Services Coordinator
Marsha Neufeld, Executive Assistant
Bev Caldwell, Corporate Officer

REGRETS Mayor Ron Toyota
Councillor Jen Comer

MEDIA Jenneil Peters, Creston Valley Advance
Jensen Shields, Juice FM

GALLERY Rolly DeRoover, Resident
Sharon Kiehlbauch, Resident
Dave Kiehlbauch, Resident
Steve Bandurak, Resident
Mike Gibbons, Resident
Marie Gale, Resident
Dallas Magrum, Resident
Allan Clement, Resident

CALL TO ORDER Acting Mayor Jim Elford called the Regular Meeting to order at 4:15 p.m.

AGENDA

357-19 Moved by Councillor DeBoon, seconded by Councillor Unruh
THAT the Agenda be adopted as circulated. MOTION CARRIED

MINUTES

358-19 Moved by Councillor DeBoon, seconded by Councillor Wilson
THAT the Minutes of the Special Regular Committee of the Whole Meeting held
November 22nd, 2019, be adopted. MOTION CARRIED

359-19 Moved by Councillor Unruh, seconded by Councillor Tzakis
THAT the Minutes of the Regular Council Meeting held November 26th, 2019, be
adopted. MOTION CARRIED

360-19 Moved by Councillor DeBoon, seconded by Councillor Tzakis
THAT the Minutes of the Regular Committee of the Whole Meeting held November
26th, 2019, be adopted. MOTION CARRIED

361-19 Moved by Councillor Unruh, seconded by Councillor DeBoon
THAT the Minutes of the Special Regular Committee of the Whole Meeting held
December 3rd, 2019, be adopted. MOTION CARRIED

362-19 Moved by Councillor Unruh, seconded by Councillor DeBoon
THAT the Minutes of the Special Regular Council Meeting held December 10th,
2019, be adopted. MOTION CARRIED

363-19 Moved by Councillor Tzakis, seconded by Councillor Unruh
THAT the Minutes of the Regular Committee of the Whole Meeting held December
10th, 2019, be adopted. MOTION CARRIED

DELEGATION

- None at this time.

ITEMS OF BUSINESS**Bylaws from Public Hearing for 616 – 16th Avenue South**

364-19 Moved by Councillor DeBoon, seconded by Councillor Unruh
 THAT Zoning Amendment Bylaw No. 1885, 2019, be read a third time.
 MOTION CARRIED

365-19 Moved by Councillor Unruh, seconded by Councillor DeBoon
 THAT Official Community Plan Amendment Bylaw No. 1886, 2019, be read a third time.
 MOTION CARRIED

Restrictive Covenant For 616 – 16th Avenue South

366-19 Moved by Councillor DeBoon, seconded by Councillor Tzakis
 THAT adoption of Zoning Amendment Bylaw No. 1885, 2019 and Official Community Plan Amendment Bylaw No. 1886, 2019, be deferred until such time as the Municipality receives and successfully registers a Restrictive Covenant on title of the subject property, legally described as Lot 1, District Lot 891, Kootenay District, Plan EPP87133 (616 – 16th Avenue South), at the Land Title Office, stipulating the following development restrictions:

1. Limit multi-family development to six units or less;
2. Limit multi-family development to single story; and,
3. Upon development of a multi-family development, the owner shall provide a paved access road and underground services to 16th Avenue South, in accordance with the Town's Works and Services Bylaw.

MOTION CARRIED

Recommendations Special COTW Meeting – November 22nd, 2019

367-19 Moved by Councillor Wilson, seconded by Councillor DeBoon
 THAT Council Committee Recommendations No. 1 and 2, from the Special Regular Committee of the Whole Meeting of November 22nd, 2019, be adopted as follows:

RECOMMENDATION 1:

THAT the 2020 Budget presentations from the Chief Administrative Officer, Director of Finance & Corporate Services, Director of Community Services, Fire Chief and the Director of Infrastructure Services be received.

RECOMMENDATION 2:

THAT staff is authorized to prepare amendments to the appropriate bylaws, for Council's consideration, with respect to the following:

- Water rates: Increase of 17.2% over the five-year period of 2020-2024. This increase may be less depending on Council's direction on Industrial Metered rates.
- Sewer rates: Increase of 19% over the five-year period of 2020-2024.
- Occupancy type – Bakeries: Decrease "Bakeries" to pay three times the standard water and sewer rates.
- Occupancy type – Daycares and Day Homes: Leave "Daycares and Day Homes" at standard water and sewer rates.
- Occupancy type – RV Park and Campgrounds: Increase the water rate per RV site to \$36.67 and sewer rate to \$34.59 over a three-year period.

MOTION CARRIED

Recommendations COTW Meeting – November 26th, 2019

368-19 Moved by Councillor DeBoon, seconded by Councillor Tzakis
 THAT Council Committee Recommendations No. 1 and 2, from the Regular Committee of the Whole Meeting of November 26th, 2019, be adopted as follows:

RECOMMENDATION 1:

THAT the presentation from the Creston Masonic Lodge, regarding a proposal for a 'Cornerstone Ceremony' for the new Fire Hall building in Creston, be received; AND FURTHER, THAT staff bring forward a Request for Decision to the December 17, 2019 Regular Council meeting, regarding the invitation from the Creston Masonic Lodge request to partner in a 'Cornerstone Ceremony' for the new Fire Hall building in Creston.

RECOMMENDATION 2:

THAT the Council Direction Request from the Chief Administrative Officer, regarding Cemetery Fees, be received; THAT staff is directed to draft an amendment to the Fees and Charges Bylaw No. 1763 to amend the Cemetery Fees to provide for appropriate commission fee for Funeral Homes that have a valid Town of Creston Business Licence, when acting as an agent for the Town with respect to the sale of a columbarium niche or Cemetery plot in Town owned cemeteries, for Council's consideration at the December 17, 2019 Regular Council meeting; AND FURTHER, THAT staff develop a policy relating to commissions within Cemetery Fees, for Council's consideration at a future Council meeting. MOTION CARRIED

Recommendations COTW Meeting – December 10th, 2019

369-19

Moved by Councillor Unruh, seconded by Councillor Wilson
THAT Council Committee Recommendations No. 1 and 2, from the Regular Committee of the Whole Meeting of December 10th, 2019, be adopted as follows:

RECOMMENDATION NO. 1:

THAT the Council Direction Request from the Director of Community Services, regarding rodent and vermin regulations, be received; AND FURTHER, THAT staff is directed to draft an amendment to Property Maintenance Bylaw No. 1813, 2015, outlining property owners/occupiers' responsibilities with respect to the abatement of pests and vermin in the Town of Creston, for Council's consideration.

RECOMMENDATION NO. 2:

THAT the Council Direction Request from the Director of Community Services, regarding backyard hens, be received; AND FURTHER, THAT staff is authorized to conduct a public consultation process to gather the public's views on the regulated keeping of backyard hens within the Town of Creston, and to prepare a report to Council with the results of the public consultation process, for consideration at an upcoming Council meeting. MOTION CARRIED

AKBLG Notice of AGM and First Call for Resolutions

370-19

Moved by Councillor Unruh, seconded by Councillor Tzakis
THAT correspondence from the Association of Kootenay & Boundary Local Government, regarding a Notice of Annual General Meeting and First Call for Resolutions, be received. MOTION CARRIED

2020 Community Initiatives and Affected Areas Program (CIP/AAP)

371-19

Moved by Councillor Unruh, seconded by Councillor Wilson
THAT correspondence from the Regional District of Central Kootenay, advising that applications for funding under the Columbia Basin Trust 2020 Community Initiatives and Affected Areas Program (CIP/AAP) will be accepted starting in January 2020, be received. MOTION CARRIED

Creston Lions Club Annual Christmas Tree Chipping Fundraiser

372-19

Moved by Councillor DeBoon, seconded by Councillor Tzakis
THAT the verbal report by the Director of Community Services, regarding a request from the Creston Lions Club for permission to use Town lands for their Annual Christmas Tree Chipping Fundraiser, be received; AND FURTHER, THAT Council authorizes staff to issue a Licence of Occupation to the Creston Lions Club, to use the Millennium Park parking lot on Sunday, January 5th, 2020, between the hours of 10:00 a.m. and 4:00 p.m., for their Annual Christmas Tree Chipping Fundraiser. MOTION CARRIED

Request Reduction for 2019 Utility Billing

- 373-19 Moved by Councillor Unruh, seconded by Councillor Tzakis
THAT correspondence from Eunice Mulder, requesting Council's consideration to reduce/refund a portion of 2019 Utility fees for property owned within the Town of Creston, be received; AND FURTHER, THAT staff write Ms. Eunice Mulder, advising that Council declines her request for a reduction/refund of 2019 Utility charges for her specified commercially zoned property located in the Town of Creston, due to the discontinued commercial use of the property partly through the year; however, the property is encouraged to make an application for a change in the 2020 Utility fees for that property and may be eligible for reduced utility charges, if the building is not being used for the intended commercial use at that time.
MOTION CARRIED

District of Saanich re Motor Vehicle Act

- 374-19 Moved by Councillor Unruh, seconded by Councillor DeBoon
THAT the correspondence from the District of Saanich, requesting support in soliciting the Province to make changes to the Motor Vehicle Act with respect to statutory speed limits, be received.
MOTION CARRIED

CV Regional Airport Society re Drag Racing Event(s)

- 375-19 Moved by Councillor Wilson, seconded by Councillor Unruh
THAT the verbal report by the Director of Community Services, advising that the Creston Valley Regional Airport Society has no objection to a Drag Racing event being held at the Creston Valley Regional Airport on June 13th, 2020 (with a possible second event in September 2020), be received.
MOTION CARRIED

Appoint Deputy Approving Officer

- 376-19 Moved by Councillor Tzakis, seconded by Councillor Wilson
THAT the Request for Decision from the Director of Community Services, regarding the appointment of a Deputy Approving Officer, be received; AND FURTHER, THAT Council appoints Colin Farynowski, Manager of Engineering, as the Deputy Approving Officer for the Town of Creston, pursuant to Section 77(1) and 77(2) of the Land Title Act.
MOTION CARRIED

Cornerstone and Time Capsule Project – New Fire Hall Building

- 377-19 Moved by Councillor Unruh, seconded by Councillor DeBoon
THAT the Request for Decision from the Fire Chief, regarding the Masonic Lodge (Freemasons) Cornerstone and Time Capsule Project for the new Fire Hall building, be received; AND FURTHER, THAT staff is authorized to work with the Creston Masonic Lodge and the Creston Emergency Services building architect, to create and incorporate a Cornerstone, and if appropriate a Time Capsule, into the design of the new Fire Hall building, with a public ceremony being held on June 6th, 2020.
MOTION CARRIED

BYLAWS**Solid Waste Management Regulations Bylaw No. 1900, 2019**

- 378-19 Moved by Councillor DeBoon, seconded by Councillor Unruh
THAT Solid Waste Management Regulations Bylaw No. 1900, 2019, be adopted.
MOTION CARRIED

Water Rates and Regulations Amendment Bylaw No. 1901, 2019

- 379-19 Moved by Councillor Unruh, seconded by Councillor Tzakis
THAT Water Rates and Regulations Amendment Bylaw No. 1901, 2019, be adopted.
MOTION CARRIED

Sewer Rates and Regulations Amendment Bylaw No. 1902, 2019

- 380-19 Moved by Councillor Wilson, seconded by Councillor DeBoon
 THAT Sewer Rates and Regulations Amendment Bylaw No. 1902, 2019, be adopted.

MOTION CARRIED

Water District Rates and Regulations Amendment Bylaw No. 1903, 2019

- 381-19 Moved by Councillor Unruh, seconded by Councillor DeBoon
 THAT Water District Rates and Regulations Amendment Bylaw No. 1903, 2019, be adopted.

MOTION CARRIED

Fees and Charges Amendment Bylaw No. 1904, 2019

- 382-19 Moved by Councillor Unruh, seconded by Councillor Wilson
 THAT Fees and Charges Amendment Bylaw No. 1904, 2019, be adopted.

MOTION CARRIED

Bylaw Notice Enforcement Amendment Bylaw No. 1905, 2019

- 383-19 Moved by Councillor DeBoon, seconded by Councillor Tzakis
 THAT Bylaw Notice Enforcement Amendment Bylaw No. 1905, 2019, be adopted.

MOTION CARRIED

NEW BUSINESS

No new business at this time.

REPORTS OF REPRESENTATIVES

Councillor DeBoon reported on his attendance at an Early Years Christmas party, a Regional District of Central Kootenay East Resource Recovery Committee meeting, the CP Holiday Train, the Winterfest/Santa Parade, assisted with the Christmas Hamper distribution, and the Blossom Valley Singers event.

Acting Mayor Elford reported on his attendance at a Creston Valley Services Committee meeting, a Creston Valley Kootenay Lake EAP meeting, a Creston Community Forest meeting, the CP Holiday Train, the Winterfest/Santa Parade, the TAPS Sing-A-Long lunch, and the Blossom Valley Singers event.

Councillor Tzakis reported on her attendance at a Creston Valley Community Housing Society meeting, the CP Holiday Train, and the Winterfest/Santa Parade.

Councillor Unruh reported on her attendance at the CP Holiday Train, the Winterfest/Santa Parade, and assisted with the Christmas Hamper distribution.

Councillor Wilson reported on her attendance at a Creston Valley Services Committee meeting, a Creston Valley Blossom Festival Association meeting, and the CP Holiday Train.

- 384-19 Moved by Councillor DeBoon, seconded by Councillor Tzakis
 THAT the verbal reports of Council and staff, be received as presented.

MOTION CARRIED

GIVING OF NOTICES

- TOWN HALL CLOSED – December 24th to 27th, 2019, January 1st, 2020
- COTW – January 21st, 2020
- SPECIAL COTW – January 28th, 2020 (budget)
- COUNCIL – January 14th, 28th, 2020

QUESTION PERIOD

Ms. Dallas Magrum expressed her appreciation to members of Council and staff for their hard work in 2019 and extended her best wishes for Christmas and the New Year.

MOVE TO CLOSED MEETING

- 385-19 Moved by Councillor DeBoon, seconded by Councillor Wilson
THAT by authority of the *Community Charter*, this meeting is closed from the public and/or news media, pursuant to Sub-Section 90(1)(b) and (c), as of 4:46 p.m.
MOTION CARRIED

RECONVENE

The Regular Council Meeting of December 17th, 2019 reconvened at 4:55 p.m.

RESOLUTIONS FROM CLOSED MEETING

- 386-19 Moved by Councillor DeBoon, seconded by Councillor Unruh
THAT Resolution Number 142-19 from the November 26th, 2019 Closed Council Meeting, be reported at the December 17th, 2019 Regular Council Meeting, as follows:

“THAT Mayor Toyota be authorized to travel to Vancouver, BC, to attend the British Columbia Medal of Good Citizenship presentation ceremony for Chief Jason Louie on December 5th, 2019, with expenses paid as per Policy.”

MOTION CARRIED

- 387-19 Moved by Councillor Unruh, seconded by Councillor Tzakis
THAT Resolution Number 149-19 from the December 17th, 2019 Closed Council Meeting, be reported at the December 17th, 2019 Regular Council Meeting, as follows:

“THAT correspondence from the Honours and Awards Secretariat, advising of the 2020 Call for Nominations for the Order of British Columbia, be received.”

MOTION CARRIED

ADJOURNMENT

- 388-19 Moved by Councillor DeBoon
THAT the meeting adjourned at 4:56 p.m.

MOTION CARRIED

CERTIFIED CORRECT:

Acting Mayor Jim Elford

Bev Caldwell, Corporate Officer