

MINUTES of a Town Council meeting held in the Bear Pit, Town Square, Town/Regional District Offices, Fort Nelson, BC on Monday, July 8, 2002 at 6:30 p.m.

THOSE PRESENT

Mayor Clarke - Mayor
Councillor Bumstead
Councillor Unruh
Councillor Allen

Councillor Morey - Absent

STAFF

Pat Bailey - Administrator
Kris Larson - Recording Secretary
Debbie Walker - Town Clerk
Bruce Hupman - DOP
Tom Sprado - Director of Recreation Services
Pat Higgins - Deputy Treasurer
Walt Lutsiak - Fire Chief/BEO
Heather Brown - Deputy Town Clerk

PUBLIC/MEDIA

Director Sime - NRRD
Director H. Morey - NRRD
Alt. Director Novotny - NRRD
Alt. Director Blake - NRRD
Colleen Sweet - Oil & Gas Commission
Corporal Snow - RCMP
Constable Coutu - RCMP
Brent Hodson
Jacqueline Badine
Sara Dreher

1. Call to Order
A quorum being present, Mayor Clarke called the meeting to order at 6:37 p.m. and proceeded with the business placed before it.
2. Adoption of Agenda
MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that the agenda for the July 8, 2002 Town Council meeting be amended to include the following:
 - ~ Correspondence, High Level & District Chamber of Commerce Re: 2002 Trade Show, Invitation to Participate
 - ~ Committee Reports, Zoning & Planning Review Committee, July 4, 2002 Recommendation

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2. (Con't)
- ~ Bylaws/Policies, For First & Second Readings, The Town of Fort Nelson Zoning Amendment (Backroads Sport and Grill) Bylaw No. 627, 2002
 - ~ Administration Report #58/02, Re: Public Works - Gas, Diesel and Propane Tender, Status Report
 - ~ Operating Reports, RCMP (Reid), June 2002 Operating Report

and thereafter, be adopted for implementation.

CARRIED

MINUTES

3. Special Town Council with the Zoning & Planning Review Committee
June 24, 2002
- MOVED** by Councillor Unruh, **SECONDED** by Councillor Allen that the minutes from the Special Town Council with the Zoning & Planning Review Committee meeting held June 24, 2002 be adopted as distributed and read, there being no errors or omissions.

CARRIED

4. Town Council
June 24, 2002
Minutes
- MOVED** by Councillor Unruh, **SECONDED** by Councillor Allen that the minutes from the Town Council meeting held June 24, 2002 be adopted as distributed and read, there being no errors or omissions.

CARRIED

5. 2002 Local Court of Revision:
Water & Sewer Frontage Tax
Assessment Roll
June 24, 2002
- MOVED** by Councillor Unruh, **SECONDED** by Councillor Allen that the minutes from the 2002 Local Court of Revision: Water & Sewer Frontage Tax Assessment Roll held June 24, 2002 be adopted as distributed and read, there being no errors or omissions.

CARRIED

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INFORMATION PACKAGES

6. Council/Board Information Package
June 28, 2002 **MOVED** by Councillor Allen, **SECONDED** by Councillor Unruh that the Council/Board Information Package dated June 28, 2002 be received for information.

CARRIED

7. Council/Board Information Package
July 5, 2002 **MOVED** by Councillor Allen, **SECONDED** by Councillor Unruh that the Council/Board Information Package dated July 5, 2002 be received for information.

CARRIED

PETITIONS/DELEGATIONS

8. Colleen Sweet, Manager of Stakeholder Relations, Oil & Gas Commission
Re: Annual Report Mayor Clarke welcomed Ms. Colleen Sweet, Oil & Gas Commission, and invited her to proceed with her presentation.

Ms. Sweet began by providing those present with a copy of the Oil & Gas Commission 2001 - 2002 Annual Report (a copy of which is attached to these minutes) and proceeded with an overview of the Report. She noted that the Oil & Gas Commission is attempting to hand-deliver as many of the Annual Reports as possible. The following was noted:

- ~ the annual report is a tool to develop relationships and to highlight accomplishments to date
- ~ Oil & Gas Commission is working on a Corporate Emergency Response plan
- ~ the work of the members on the Advisory Committee is recognized and greatly appreciated
- ~ the vision and service of the Oil & Gas Commission will continue to be conveyed, as it was at the 2001 Conference

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* Director H. Morey entered the meeting at 6:48 p.m.

8. (Con't)

Ms. Sweet then provided a copy of the July/August 2002 Commissioner's Update to those present (a copy of which is attached to these minutes) and gave a quick overview of the newsletter. She also distributed the "Prosperity Through Unity" Oil & Gas Conference Bulletin, July 2002 (a copy of which is attached to these minutes), from the City of Fort St. John. This first edition Bulletin outlines the City's plans, to-date, for the Oil & Gas Conference being held October 2-5, 2002. Mayor Clarke thanked Ms. Sweet for her presentation and noted that the Oil & Gas Commission are improving their processes and public relations every year.

9. Jacqueline Badine
Re: Youth Sponsorship
Request for Grant-In-Aid

Mayor Clarke welcomed Ms. Jacqueline Badine and invited her to proceed with her presentation.

Ms. Badine noted that although she had not indicated a specific funding request in her letter to Council; she stated her medical costs, of approximately \$270.00 might be an amount that Council could consider.

Council members commended her on a well written letter and inquired whether there were any weight restrictions on the baggage she would be taking with her. Ms. Badine stated she did not know of any restrictions, although she would be required to pack and carry all her own baggage.

Mayor Clarke thanked Ms. Badine for her presentation and noted that she would be advised of Council's decision within a few days.

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10. Corporal Snow and Constable Coutu, Re: Fire Truck/Death of Firefighter Gary Giffin, Accident Investigation, Status Report

Mayor Clarke welcomed Corporal Snow and Constable Coutu and invited them to proceed with their presentation.

Corporal Snow began by thanking Council for inviting him to the meeting and asked Constable Coutu to provide a brief overview of the investigation to-date, regarding Gary Giffin's accident and subsequent death whereby the following items were noted:

- ~ by examining the skid marks on the highway and from eyewitness testimony, the RCMP have been able to determine the fire truck was traveling in the southbound lane when the truck suddenly veered to the left and crossed the northbound lane
- ~ the truck went into the ditch, then came back up onto the highway, still heading south, and then rolled onto its right-hand side. Fire Fighter Giffin was thrown from the truck
- ~ after press releases in the Fort Nelson News two witnesses came forward, although it was later determined one witness did not actually see the accident
- ~ the second witness, a more credible witness who was riding his bike in the area when the accident happened, stated he saw an early model GMC or Chev truck in front of the fire truck but did not see it after the accident
- ~ water shifting in the fire truck was not the cause of the accident
- ~ there are many unsubstantiated rumours and fallacies floating around the community about the accident
- ~ speed was not a factor in the accident
- ~ the accident was not caused by mechanical failure or malfunction

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10. (Con't)

Corporal Snow noted that although the investigation is not closed, it is almost at a standstill and that they may never know exactly how the accident happened. He also requested that anyone who has any further questions, concerns, or information regarding the accident, to contact him at the detachment.

Mayor Clarke thanked Constable Coutu and Corporal Snow for their report.

* Jacqueline Badine, Sara Dreher and Colleen Sweet left the meeting at 7:18 p.m.

CORRESPONDENCE

11. Mayor Steve Thorlakson,
City of Fort St. John, Re: Hosting
of Future Oil & Gas Conferences,
Development of Protocol,
For Information

This item was deferred to the Regional Board meeting for discussion.

12. High Level & District Chamber
of Commerce, Re: 2002
Trade Show, Invitation
to Participate

This item was deferred to the Regional Board meeting for discussion.

COMMITTEE REPORTS

13. Zoning and Planning
Review Committee
July 4, 2002
Recommendation

Administration was requested to pursue the issue of paving the Backroads Sport & Grill parking lot. It was noted the reason for the change in zoning was because the owner would like to sell some of the lots, but said lots are currently zoned for a golf course.

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13. (Con't) **MOVED** by Councillor Allen, **SECONDED** by Councillor Unruh that Administration be authorized to proceed with the preparation of a bylaw amending The Town of Fort Nelson Zoning Bylaw No. 571, 1999 to rezone a portion of DL 2117 - Lot G (approximately 200m x 259m), a portion of DL2117 - Lot H (approximately 200m x 259m) and all of DL2117 - Lot I from C5 to Light Industrial (IN) AND that the remainder of DL2117 - Lot G (approximately 100m x 259m) and the remainder of DL2117 - Lot H (approximately 100m x 258m) remain as C5.

CARRIED

ADMINISTRATION REPORTS

14. Administration Report #47/02
Re: HEALTH - UBC/UNBC,
Responding to a Critical
Need: The Northern Medical
Program Campaign (A
Partnership of Communities
with UNBC), Briefing
Document and Request This item was deferred to the August 12, 2002 Town Council meeting for discussion. Administration was requested not to copy the Administration Report again for the next meeting, that Council and Board members would save their copies and bring them to the next meeting.
15. UNBC letter Re: Northern
Medical Program
(Campaign) Update This item was deferred to the August 12, 2002 Town Council meeting for discussion.
16. Administration Report #52/02
Re: PUBLIC WORKS -
Aggregates Tender,
For Award The difference between washed and unwashed sand was discussed, when it was noted that the sand has to be washed because it is mixed with calcium before it is placed on the roads in the winter months.

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* Constable Coutu left the meeting at 7:29 p.m.

16. (Con't)

MOVED by Councillor Unruh, **SECONDED** by Councillor Bumstead that the 2002 Aggregates Tender be awarded to Blue Canyon Concrete in the unit price amounts of: \$17.16 for pit run gravel, \$25.36 for 19mm crush gravel, \$23.87 for 50mm crush gravel, \$20.89 for over-sized, and \$23.97 for washed road sand, all applicable taxes included.

CARRIED

17. Administration Report #55/02
Re: ELECTIONS - Election
Procedure Bylaw, Addition
of Mail-In Voting,
For Information

It was noted that when mail-in voting was discussed at the Uphighway Regional Board meeting on May 25, 2002, community members noted their favour for this option. It was also mentioned that Toad River and Prophet River would still have polling stations.

18. Temporary Adjournment

The meeting was temporarily adjourned at 7:33 p.m.

19. Recall to Order

The meeting was recalled to order at 7:36 p.m.

17. (Con't)

Town Clerk Walker reviewed the mail-in ballot process and noted that the ballots would be received at the Town Office in a secrecy envelope and placed directly into a ballot box.

MOVED by Councillor Bumstead, **SECONDED** by Councillor Unruh that Administration Report #55/02 Re: Elections - Election Procedure Bylaw, Addition of Mail in Voting be received for information.

CARRIED

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20. Administration Report #56/02
Re: STREETS & ROADS and
NEIGHBOURHOOD PARKS &
BALL DIAMONDS/LANDSCAPE
ENHANCEMENT - Resurfacing
& Surface Upgrade Tender
(Landfill Drop-Off Facility,
Simpson Trail, Art Fraser
Park), For Award and For
Re-Allocation of Funds
and 53rd Avenue West
Reconstruction,
For Review

In respect to 53rd Ave. W reconstruction it was noted that when the developer subdivided, and houses were built on the new lots, the developer did not pave the road to the homes. It was inquired whether road work improvements could be done without having to pave the road; it was noted that the 6 metre width of paving would keep the fill in place and prevent washouts.

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that the Resurfacing & Surface Upgrade Tender be awarded to Kledo Construction Ltd. in the amount of \$126,332.40 for completion of the Art Fraser Park and Simpson Trail Upgrading projects, from the 2002 Capital budget (Streets & Roads and Neighbourhood Parks & Ball Diamonds), and specifically for the Art Fraser Park project, including a \$20,000 re-allocation from those monies approved for 2002 LEP projects.

OPPOSED: Councillor Bumstead

CARRIED

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20. (Con't)

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that \$40,000 be re-allocated from the Simpson Trail Upgrading project for completion of the reconstruction & pavement of 53rd Avenue West AND that the project be proceeded with as an exception to normal purchasing policy, as per Section 9 of the Purchasing Policy, with the Director of Operations authorized to negotiate with Kledo Construction and/or DGS Astro based on the prices obtained from the companies in their 2002 paving and roadworks tenders, AND to thereafter enter into a contract with said company(ies) for completion of the 53rd Avenue West project on the basis of those negotiations.

OPPOSED: Councillor Bumstead

CARRIED

21. Administration Report #58/02
Re: Public Works - Gas, Diesel
and Propane Tender,
Status Report

MOVED by Councillor Allen, **SECONDED** by Councillor Bumstead that the Town enter into a service contract with Fas Gas Oil Ltd. (Red Rose) in the discounted amount of \$0.03 off the pump price per litre for all gasoline and diesel fuels purchased by the Town AND with Prairie Oilfield Ltd. in the discounted amount of \$0.419 per litre for all propane purchased by the Town, both for the period of August 1, 2002 to July 31, 2003.

CARRIED

BYLAWS/POLICIES

22. Memorandum Re: Municipal
Ticket Information (MTI)
Bylaws

MOVED by Councillor Bumstead, **SECONDED** by Councillor Unruh that the memorandum re: Municipal Ticket Information (MTI) Bylaws be received for information.

CARRIED

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23. For Adoption as Amended
The Town of Fort Nelson,
The Animal Control, Pound
and License Bylaw
No. 611, 2002

MOVED by Councillor Bumstead that the Town of Fort Nelson, the Animal Control, Pound and License Bylaw No. 611, 2002 be adopted.

NO SECONDER - MOTION FAILED

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that the Town of Fort Nelson, the Animal Control, Pound and License Bylaw No. 611, 2002 be deferred to the August 12, 2002 Town Council meeting.

CARRIED

24. For Adoption as Amended
The Town of Fort Nelson
Business License Bylaw
No. 612, 2002

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that the Town of Fort Nelson Business License Bylaw No. 612, 2002 be deferred to the August 12, 2002 Town Council meeting.

CARRIED

25. For Adoption as Amended
The Town of Fort Nelson
Noise Control Bylaw
No. 613, 2002

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that the Town of Fort Nelson Noise Control Bylaw No. 613, 2002 be deferred to the August 12, 2002 Town Council meeting.

CARRIED

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26. For Adoption as Amended
The Town of Fort Nelson
Property Maintenance
Bylaw No. 614, 2002

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that the Town of Fort Nelson Property Maintenance Bylaw No. 614, 2002 be deferred to the August 12, 2002 Town Council meeting.

CARRIED

27. For Adoption as Amended
The Town of Fort Nelson
Traffic Control Bylaw
No. 615, 2002

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that the Town of Fort Nelson Traffic Control Bylaw No. 615, 2002 be deferred to the August 12, 2002 Town Council meeting.

CARRIED

28. For Adoption as Amended
The Town of Fort Nelson
Municipal Ticket Information
Bylaw No. 610, 2002

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that the Town of Fort Nelson Municipal Ticket Information Bylaw No. 610, 2002 be deferred to the August 12, 2002 Town Council meeting.

CARRIED

29. For First, Second & Third
Readings, The Town of
Fort Nelson 2002 General
Local Election (Voting Day
Registration Only) Bylaw
No. 624, 2002

MOVED by Councillor Unruh, **SECONDED** by Councillor Allen that the Town of Fort Nelson 2002 General Local Election (Voting Day Registration Only) Bylaw No. 624, 2002 be given first, second and third readings.

CARRIED

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30. For First, Second & Third Readings, The Town of Fort Nelson Election Procedures Bylaw No. 625, 2002

MOVED by Councillor Unruh, **SECONDED** by Councillor Allen that the Town of Fort Nelson Election Procedures Bylaw No. 625, 2002 be given first, second and third readings.

CARRIED

31. For First, Second & Third Readings, The Town of Fort Nelson 5 Year Financial Plan (2002 - 2006) Bylaw No. 626, 2002

MOVED by Councillor Unruh, **SECONDED** by Councillor Allen that the Town of Fort Nelson 5 Year Financial Plan (2002 - 2006) Bylaw No. 626, 2002 be given first, second and third readings.

CARRIED

32. Memorandum from Treasurer McLean, Re: Amended Budget: Fire Truck Lease

MOVED by Councillor Unruh, **SECONDED** by Councillor Allen that Treasurer McLean's memorandum Re: Amended Budget: Fire Truck Lease be received for information.

CARRIED

33. For First & Second Readings, The Town of Fort Nelson Zoning Amendment (Backroads Sport and Grill) Bylaw No. 627, 2002

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that the Town of Fort Nelson Zoning Amendment (Backroads Sport and Grill) Bylaw No. 627, 2002 be given first and second readings.

CARRIED

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NEW BUSINESS

34. For Ratification, Resolution to 2002 UBCM Convention **MOVED** by Councillor Unruh, **SECONDED** by Councillor Bumstead that:

WHEREAS the protection of safe, potable water supply is of primary importance to all levels of government, especially for those levels of government directly supplying potable drinking water; AND, water distribution should be protected by established principles of law to ensure the quality and control of the water in water systems, so as to minimize harmful exposure to contaminants and in order to assure compliance with adopted guidelines for Canadian drinking water quality; and,

WHEREAS it is the opinion of the Council for the Town of Fort Nelson and the Board for the Northern Rockies Regional District based on legal research, there is not sufficient protection in law for municipalities or the public against tampering with municipal water systems;

NOW THEREFORE BE IT RESOLVED that the Province of British Columbia adopt legislation similar to Section 23 and Sections 40 to 45 of the proposed "Drinking Water Protection Act 2001" which prohibits any tampering with municipal water systems and proposes penalties of considerable strength, recognizing that encroachment or tampering with municipal water systems places quality and control of those systems in perilous jeopardy and negatively affects the ability of private or public water utilities to deliver a safe water supply, and establishing that such tampering or encroachment is a criminal offence punishable by significant fines or a jail term and providing authority for municipalities to stop such tampering or encroachment, or the threat of such tampering or encroachment, under any circumstance and with immediate effect.

CARRIED

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35. Upcoming Meeting, Special
Town Council, 5:00 p.m.
Monday, July 29, 2002
Re: Adoption of Election
and Other Voting Bylaws

Mayor Clarke and Councillor Unruh noted they could not attend the July 29, 2002 Special Town Council meeting and it was suggested that the meeting be rescheduled to July 24, 2002. Administration was requested to contact Councillor Morey to check her availability on July 24th and July 29th and then advise Council of which date the meeting would be held.

OPERATING REPORTS

36. RCMP (Snow)
June 2002
Operating Report

This item was moved from the Regional Board meeting.

Corporal Paul Snow provided an overview of Staff-Sergeant Bryan Reid's detailed June 2002 Operating Report.

When asked why Criminal Code investigations had more than doubled from last year, Corporal Snow noted that thefts of quads and snowmobiles are on the rise. Corporal Snow also reviewed the changes to the new Traffic Services Section, noting he is now the supervisor of this division, and will focus more on highway safety and less on speed violations.

MOVED by Councillor Allen, **SECONDED** by Councillor Unruh that Staff Sergeant Reid's June 2002 Operating Report be received for information.

CARRIED

37. Adjournment

MOVED by Councillor Allen **SECONDED** by Councillor Unruh that the July 8, 2002 Town Council meeting be adjourned at 8:27 p.m.

CARRIED

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CERTIFIED a true and correct copy of the minutes of a Town Council meeting held on Monday, July 8, 2002.

Harry Clarke, Mayor

Debbie Walker, Town Clerk

Kris Larson, Recording Secretary