REGULAR COUNCIL MEETING AGENDA FOR AUGUST 26TH 2020.

Note: Council Meeting will be held 'in person' at the Radium Hot Springs Centre, 4863 Stanley Street at 7:30 p.m. Virtual attendance via 'zoom meeting' is optional with meeting details as follows:

Join Zoom Meeting at https://us02web.zoom.us/

Meeting ID: 882 123 4110

Passcode: Radium

PRESENT:

- 1. ORDER:
- 2. ADDITIONS TO AGENDA:
- 3. MINUTES:
 - (a) Council meeting minutes from August 12th, 2020.
- 4. DELEGATIONS:
 - (a) Radium Library Annual Report (Sheila Leman & Jacqueline Wagner).
- 5. COMMITTEE REPORTS:
- 6. UNFINISHED BUSINESS / BUSINESS ARISING FROM THE MINUTES:
- 7. BYLAWS:
- 8. MISCELLANEOUS CORRESPONDENCE & REPORTS:
 - (a) Information update regarding Ministerial Order M192.
- 9. NEW BUSINESS:
 - (a) Development Permit No. 158 (Radium Brewing) with memo.
 - (b) VRHS Annual report.
- 10. SUNDRY MATTERS & QUESTIONS:
- 11. NOTICE OF COMMITTEE, SPECIAL & CLOSED MEETINGS:
- 12. ADJOURNMENT:

REGULAR COUNCIL MEETING MINUTES FROM AUGUST 12^{TH} 2020.

PRESENT: Mayor Clara Reinhardt, Councillors Shudra, Gray, Logan and McCauley, Darren Kakuno, Dave Dixon, Karen Sharp and Mark Read.

1. ORDER: Mayor Reinhardt brought the meeting to order at 7:30 p.m.

2. ADDITIONS TO AGENDA:

Resolved, that we add the issue of parking at the Radium Hot Springs Centre, and an 'in camera' meeting, to the agenda.

(Moved by Councillor McCauley)

Carried.

3. MINUTES:

Resolved, that we approve the Council meeting minutes from July 22nd, 2020, as circulated. (Moved by Councillor Gray)

Carried.

4. DELEGATIONS:

Sergeant Darren Kakuno provided an overview of the RCMP First Quarter Report.

5. COMMITTEE REPORTS:

Mayor Reinhardt provided the RDEK Board meeting report noting that Director Susan Clovechok is reviewing short term rental regulation options for her area.

Councillor Gray provided a Bighorn Sheep mortality meeting report. Mike noted that the group discussed the mortality problem and that fencing, underpasses and overpasses were identified as the most likely solution. The challenge going forward will be securing funding for implementation.

6. UNFINISHED BUSINESS / BUSINESS ARISING FROM THE MINUTES:

Council members discussed the Radium Hot Springs Centre parking issue. Staff will proceed with the installation of warning signage and will work towards amending our bylaw to regulate all municipal parking locations.

Resolved, that we install signage reading "Radium Hot Springs Centre Parking Only" for the primary parking lot located at the Centre.

(Moved by Councillor Gray)

Carried.

Page 1 of 2

Council Meeting Minutes from August 12th, 2020 continued...

7. NEW BUSINESS:

Resolved, that we approve an exp	penditure of up to	\$15,000 for the	permitting proce	ess for instream
works in Sinclair Creek, so as to	mitigate future flo	ooding events. 7	These funds will	be drawn from
the General Surplus.				

(Moved by Councillor Gray)

Carried.

Resolved, that we accept the June cheque register in the amount of \$287,570.70.

(Moved by Councillor McCauley) Carried.

Resolved, that we accept the July cheque register in the amount of \$277,763.92. (Moved by Councillor Gray) Carried.

8. SUNDRY MATTERS & QUESTIONS:

Councillor Logan advised that the repairs to our new fire pumper appear to have been successful.

Councillor Shudra noted that the Radium Rotary application for Covid 19 assistance funding to the Columbia Valley Foundation was unsuccessful as the funds have already been allocated.

Councillor Gray advised that the Radium Chamber of Commerce is in the process of acquiring Rolf Heer's property with the intention of developing a park in memory of Rolf.

9. NOTICE OF COMMITTEE, SPECIAL & CLOSED MEETINGS:

The open portion of the meeting adjourned at 8:30 p.m.

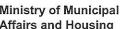
Resolved, that we go 'in camera' to discuss the acquisition of improvements to land subject to a competitive process under Section 90 of the *Community Charter*.

(Moved by Councillor McCauley)

Carried.

10. ADJOURNMENT:

The open person of the motions majorance		
HEREBY CERTIFIED CORRECT:		
Mayor Clara Reinhardt	Clerk Mark Read	



Local Government Division PO Box 9838 Stn Prov Govt 800 Johnson St, 6th Floor



CIRCULAR

August 13, 2020

To:

OLUMBIA

All local government clerks and corporate officers

Update about Order of the Provincial Health Officer on Gatherings and Events and Re: Ministerial Order M192

The purpose of this circular is to provide an update about the recently issued Order of the Provincial Health Officer on Gatherings and Events (Order) and an overview of Ministerial Order M192 - Local Government Meetings & Bylaw Process (Order M192) and their implications for local government operations.

We recognize the changes brought about by both the Provincial Health Officer (PHO) Order and Order M192 may require extra effort from local government staff, clerks and corporate officers as local governments transition to restart and we appreciate and thank you for the work you have done during this unprecedented time.

Provincial Health Officer Order

On August 7, 2020 the Order of the Provincial Health Officer on Gatherings and Events was issued. Under the Order, event organizers must limit all in-person public gatherings, including local government meetings and public hearings to no more than 50 people.

In addition to complying with previously established physical distancing and hand sanitization practices, local government are now required to collect the first and last names and telephone number, or email address of every person who attends a local government meeting or public hearing in-person.

Local governments must retain the contact information required by the PHO for 30 days, in case there is a need for contact tracing on the part of the medical health officer, in which case the local government must provide that information to the medical health officer.

The contact information collected by local governments under the Order is subject to Freedom of Information and Protection of Privacy Act requirements as well as any internal document retention policies and practices a local government may have in place.

Ministerial Order M192

On June 17, 2020 Order M192 on local government meetings and bylaw process was signed, repealing and replacing M139. Order M192 transitions local governments back to operating under the normal legislative rules and requirements, while balancing the health and safety recommendations of the PHO and WorkSafeBC. Order M192 and guidance materials developed by the Ministry of Municipal Affairs and Housing (Ministry) also support the principles of openness, transparency, accountability and accessibility, which are fundamental to British Columbia's local government system.

The main changes in Order M192 relate to public attendance at open meetings, electronic meetings, and timing requirements for passing bylaws.

We encourage local governments to consider what steps they can take to accommodate inperson attendance at open meetings or provide a space where the public can hear the meeting to understand the local government decision-making process.

We recognize that the capacity, technology and space available to local governments to conduct meetings in-person and/or electronically differs across the province and have therefore intended that Order M192 provide flexibility to local governments to decide what will work best for their community as they continue to reopen under Phase 3 of the BC Restart Plan.

Public Attendance at Open Meetings

Under Order M192, local governments may decide when they are ready to safely provide inperson public attendance at open meetings. We encourage local governments to consider a phased approach to making "best efforts" to provide public access to open meetings if needed.

A phased approach may include providing limited public access initially to open meetings, exploring other meeting venues and working toward providing added options (e.g. teleconferences or live streaming) for the public to participate in meetings if in-person attendance can't be accommodated under the PHO requirement that no more than 50 people be present.

As part of the local government decision-making process, there are several factors a council or board may want to consider when preparing to hold in-person meetings, including:

- whether the chosen venue has an HVAC system or provides for fresh air exchange (e.g. open windows/doors);
- posting the COVID-19 safety plan at the venue (consider also posting it at the public notice posting place and local government website);
- establishing a process for collecting and safely retaining the first and last names and telephone number, or email address of every person who attends an open meeting inperson;
- the wearing of face masks by elected officials, staff and members of the public when physical distancing is not practical;

- having a greeter at the entrance informing the public about established safety
 protocols, including hand washing or sanitization, physical distancing and using a face
 mask where physical distancing is not practical or if they are concerned for their
 personal well-being;
- posting occupancy limits (no more than 50 persons) based on the PHO Order requirements and WorkSafeBC recommendation and guidelines;
- implementing separate entrances and exit points to control the flow of people through the venue; and,
- ensuring washrooms are supplied with soap, water and drying materials so visitors can
 wash their hands. Limit the number of people at a time in public washrooms and
 establish how often cleaning and disinfection will take place.

If, after developing a plan for meetings, a local government is unable to accommodate inperson public attendance, Order M192 requires the local government to pass a resolution to provide a rationale for the continued need to meet without the public present. The local government must also describe what measures are being taken to meet the principles of openness, transparency, and accessibility. The resolution may apply to one meeting or to multiple meetings if the same circumstances apply.

Electronic Meetings

Order M192 continues to make it easier for elected officials to meet through electronic mediums while allowing local governments to conduct their day-to-day business as they follow PHO requirements and WorkSafeBC recommendations and guidelines.

If a local government meeting is held electronically, we encourage local governments to explore whether they can provide facilities large enough to allow for physical distancing and, if possible, locations with HVAC systems or those that provide for fresh air exchange to that enable the public to listen to or watch and listen to the meeting. This may include exploring another space at the municipal or board office or another facility where the public could attend to listen to, or watch and listen to, the meeting using available technology.

We recognize that not all local governments have access to the space or technology to accommodate the public to listen to or watch and listen to a meeting. Order M192 provides flexibility so that local governments can pass a resolution providing the reasons for being unable to provide a facility the enables the public to listen to or watch and listen to the meeting if this is the case. The local government must also describe what measures are being taken to meet the principles of openness, transparency, and accessibility in respect of the meeting.

Public Hearings

Public hearings are separate from council and board meetings and are addressed accordingly under Division 5 of Order M192. Under Order M192, a council, board or local trust committee of the Islands Trust may conduct a public hearing by electronic or other communication facilities. These provisions provide local governments and the Islands Trust with another tool to hold public hearings while complying with the PHO Order on gatherings and events.

It is up to each local government to decide which format of public hearing is best suited to its circumstances, whether it be electronic, in-person or a combination of both. Many of the considerations that apply to in-person open meetings would also be applicable to public hearings held in-person. In-person public hearings are subject to both Order M192 and the PHO Order limiting the number of people in attendance and collecting (and retaining for 30 days) the contact information of those present.

For more information about public hearings under the Order M192 please see "Guidance for the conduct of public hearings under Ministerial Order M192" available at on the Ministry's website: <a href="https://www2.gov.bc.ca/gov/content/governments/local-governments/govern

Timing Requirements for Bylaw Passage

Order M192 repeals the authority for the expedited bylaw passage which authorized bylaw adoption in the same day as third reading for regional districts and the Islands Trust. Order M192 narrows the eligibility for expedited single-day bylaw adoption to certain bylaws that are key to the financial health and operation of municipalities (e.g. Financial Plan, Annual Property Tax, Revitalization Tax Exemption).

Municipalities can continue to pass certain bylaws, described in Order M192, in a single day to ensure that they are resilient and flexible in a time of economic disruption and fiscal uncertainty. The changes ensure that councils are operating under the principles of good governance, public process, transparency and accountability.

Key Resources

- The <u>PHO</u> has issued Public Health Orders and developed guidance materials for different sectors, which local governments must consider as they develop plans.
- The <u>BCCDC</u> is the primary source for COVID-19 health information, including prevention and risk information and commonly asked questions.
- WorkSafeBC has developed industry-specific safety information including a general guide to reducing risk that may be useful for local governments developing plans for holding in-person events.
- The <u>WorkSafeBC COVID-19 Safety Plan</u> template may serve as a useful starting point for local governments to develop plans for in-person events.

Conclusion

We appreciate that local governments in B.C. are addressing many competing issues as we move through this unprecedented time. The Province will continue to work collaboratively with local governments to ensure the needs of elected officials, local government staff and the public are balanced. As COVID-19 is an evolving issue, the Province will continue to monitor the effects of these measures, consider what other measures may be required and provide updates of actions taken to support local governments.

The Ministry will be reaching out to local governments with a survey to understand their experiences working under the Ministerial Orders. The information received from local governments will assist the Ministry in better understand how current measures are working and what addition measures may be needed moving forward.

The focus of the survey will be to gather information about:

- o how councils and boards are holding open meetings and public hearings (e.g. electronically, in-person or both);
- o the technology and resources being utilized by local governments for meetings and public hearings;
- whether there are challenges related to local government procedure bylaws arising under Order M192; and;
- o identifying any challenges or concerns local governments may be facing and possible solutions to those issues.

If you have any questions regarding this circular, Order M192, the PHO Order, or the survey, I encourage you to contact our Governance and Structure Branch. You can reach Governance and Structure Branch staff by phone at: 250 387-4020 or email at: LGGovernance@gov.bc.ca.

We thank local governments for their support and cooperation throughout this process.

Sincerely,

Tara Faganello

Assistant Deputy Minister and Inspector of Municipalities

Local Government Division

Ministry of Municipal Affairs and Housing

Jaganelly

Administrative memo to Council

August 13, 2020

Development Permit #158 - Radium Brewing

This Development Permit is for the construction of a Nano Brewery/ Brew Pub. The building will be located on a vacant lot at the corner of Main Street East and St. Mary's St.

The building main floor has a floor area of 1530 sq. ft. plus a 810 sq. ft open deck, and a basement area of 317 sq. ft. The remainder of the basement is a crawlspace. The exterior finish is non combustible Hardiboard cement board with timber accents and a cultured stone chimney.

Parking requirements have been met for this project with 3 on site parking stalls, 4 parking spaces adjacent to the property on Main St West and 3 parking spaces located on St Mary's St. One off street loading stall is also included in this project.

No variances to the Zoning Bylaw have been requested nor are required.

Respectfully submitted

Arne Dohlen

DEVELOPMENT PERMIT NO. 158, 2020

1. Pursuant to Section 490 of the *Local Government Act*, the Council of the Village of Radium Hot Springs has, by resolution, issued a Development Permit to:

Radium Brewing Ltd.
PO Box 701
Radium Hot Springs, BC
VOA 1M0 (the "Pe

(the "Permittee")

This Development Permit is issued subject to compliance with all of the bylaws of the Village of Radium Hot Springs applicable thereto, except as specifically varied or supplemented by this Permit and it applies only to those lands within the Village of Radium Hot Springs and currently legally described as:

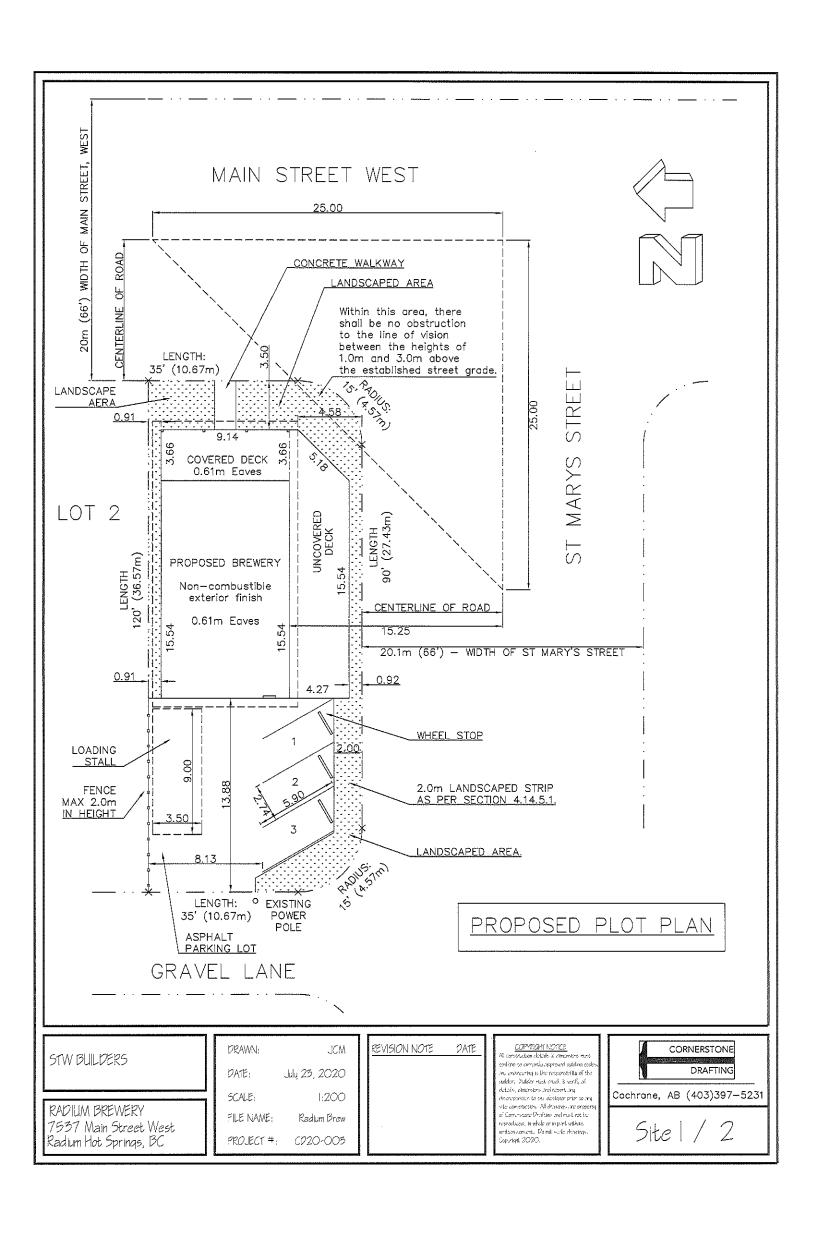
Lot 1, Block 2, District Lot 2580, Kootenay District Plan 2606, PID 013-575-929

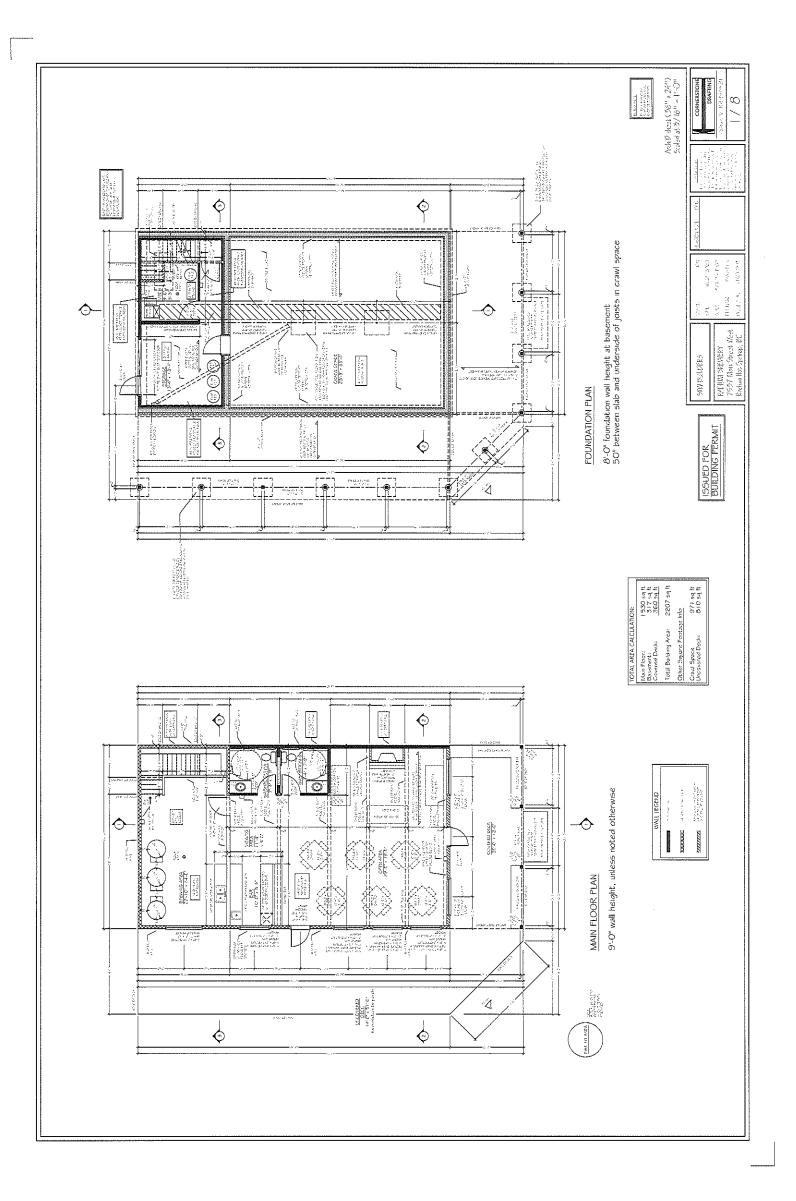
Civic address: 7537 Main Street West

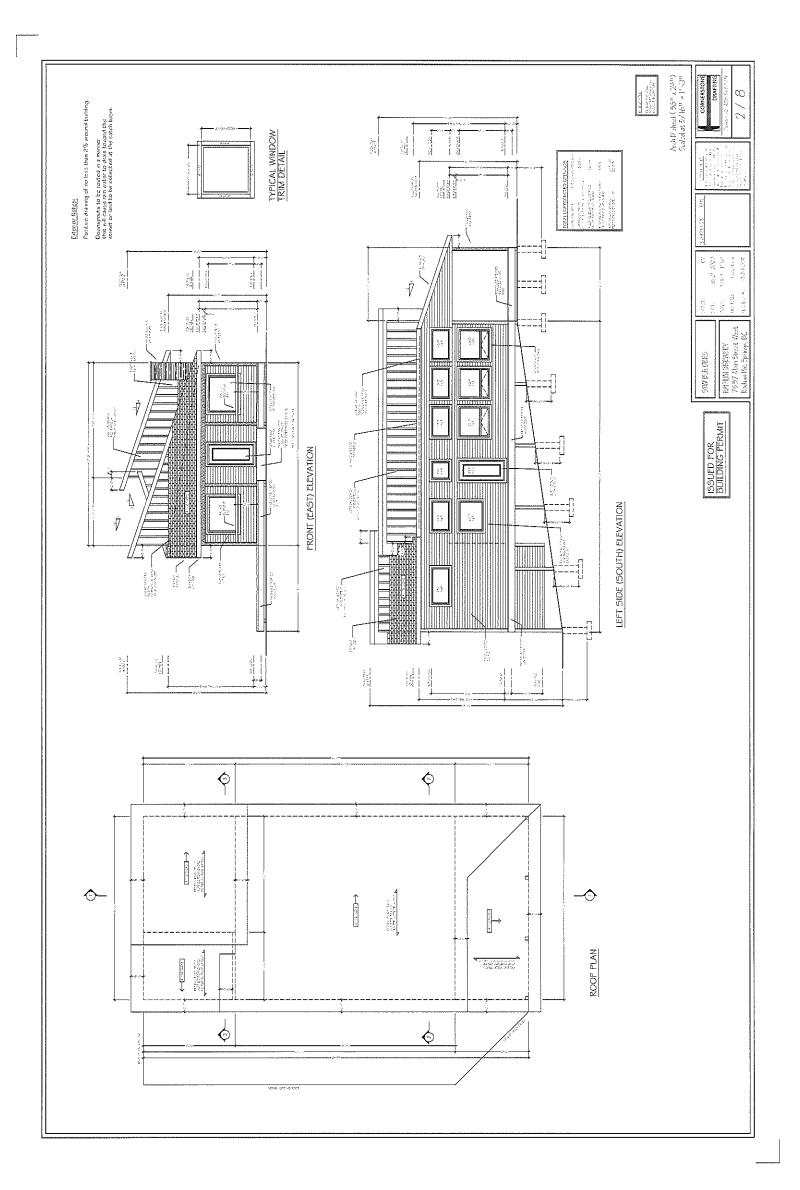
- 2. This Development Permit is issued specifically to permit construction of a one storey commercial building, housing a Nano Brewery and Brew Pub. The layout of all features within the site including building location, bear proof garbage containment, screening, parking, landscaping and access routes shall be as per 'Proposed Plot Plan Site 1 of 2 drawn by Cornerstone Drafting, dated July 23, 2020 attached to and forming part of this permit.
- 3. The general form and character of the building shall be in accordance with the architectural drawings 'Sheet 1, Main Floor Plan and Foundation Plan'; 'Sheet 2, East and South Elevation' and 'Sheet 3, North and West Elevations'; drawn by Cornerstone Drafting, dated July 23, 2020 attached to and forming part of this permit. Finishing materials will be: Hardiboard siding and board and batten with Timber Frame accents on the east and south sides of the building. Exterior views of Main Street West (East elevation) and St. Mary's Street (South elevation) are attached to and forming part of this permit.
- 4. On site parking shall be as per Site Plan drawing Site 1 with 3 angled parking stalls and one loading stall. A total of 9 parking spaces are required. This includes 3 parking spaces on site, 4 parking spaces adjacent to the property on Main Street West, and 3 spaces on St Mary's Street adjacent to Lot 1. All parking shall be provided with adequate curbs in order to retain all vehicles within permitted parking areas. The parking area shall be surfaced with asphalt, concrete or similar pavement so as to provide a surface that is durable and dust-free and shall be so graded and drained as to properly dispose of all surface water.
- 5. Off site servicing shall consist of pavement, curb, gutter and sidewalk along St Mary's Street to accommodate additional required parking. This construction shall occur to the standards detailed in the Village of Radium Hot Springs "Subdivision and Development Servicing Bylaw No. 169, 1997"
- 6. Drainage engineering on site shall be according to the standards of the municipality and shall be subject to an independent engineering review, at the proponent's cost. All storm water drainage shall be contained onsite, as per Village requirements.

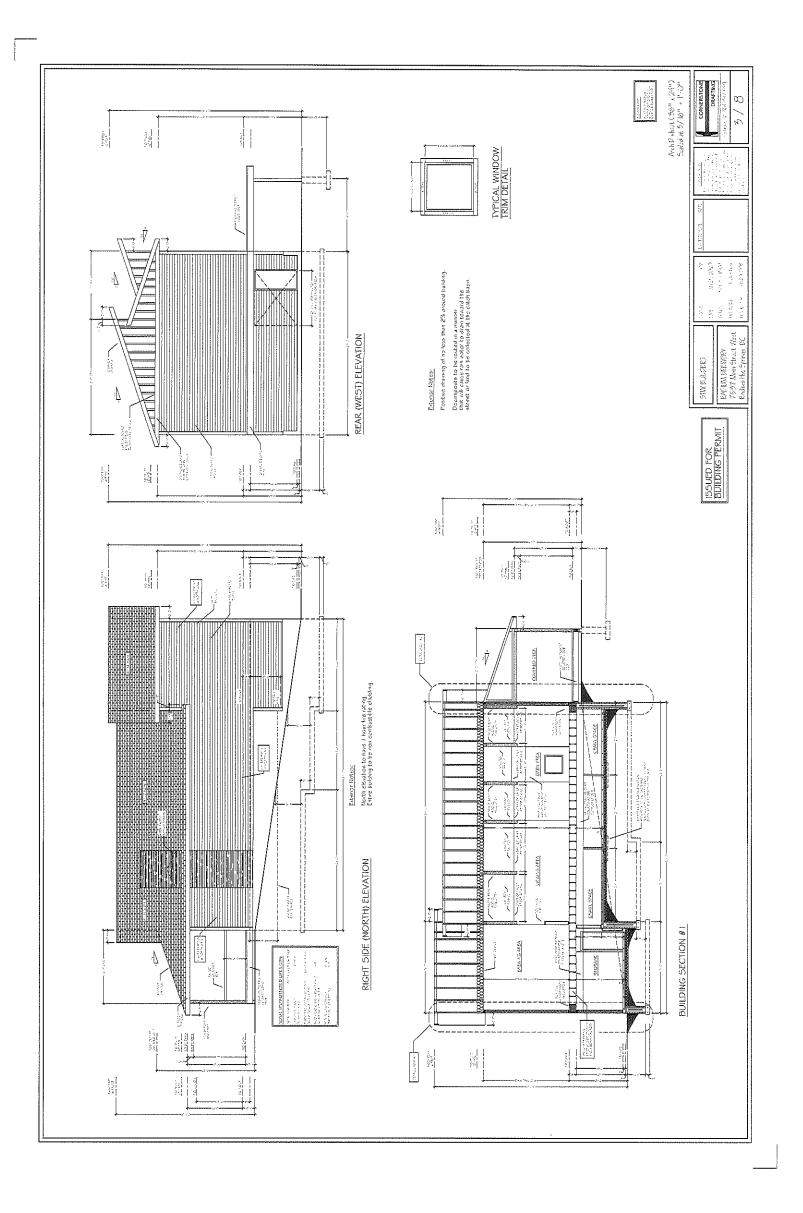
- 7. Maintenance of lanes for access is the responsibility of the Permittee.
- 8. The said lands shall be developed generally in accordance with the terms and conditions and provisions of this Permit and any plans and specifications attached to this Permit shall form a part hereof. In the event of a conflict, the provisions of this Permit prevail over any provisions of Zoning Bylaw No. 338, 2007.
- 9. If the Permittee does not commence the development permitted by this Permit within 24 months of the date of this Permit, the permit shall lapse.
- 10. This Permit is not a building permit. Construction may not commence until a building permit has been approved.
- 11. Pursuant to section 503(1) of the Local Government Act, the Village of Radium Hot Springs agrees to file a notice of permit in the Land Title Office that the said lands are subject to this Permit.

AUTHORIZING RESOLUTION PASSED BY CO	DUNCIL THISTH DAY OF, 2020.
PERMIT ISSUED THISTH DAY OF	, 2020
DIRECTOR OF PLANNING AND DEVELOPMENT SERVICES	
CONDITIONS OF THIS PERMIT HEREBY ACK	NOWLEDGED BY THE PERMITTEE:
 Signature	Date
Name (please print)	













2020 ANNUAL REPORT

<u>CONTENTS</u>	PAGE			
1. 2019 Services and Operations Report	2			
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2. 2019 Progress Report	2 - 3			
3. 2020 Objectives	3			
4. 2021 Objectives	4			
5. Tax Exemptions	4			
6. Declarations of Disqualification	4			
7. Small Communities Fund	4			
8. Development Cost Charges Report	4			
9. 2019 Audited Financial Statements				
Available at: https://radiumhotsprings.ca/village-office/documents-centre/				

1. 2019 Services and Operations Report

Our drinking water and waste water treatment and distribution systems operated within normal parameters throughout most of the year, with the exception of a three day boil water order imposed in August. This was caused by a mechanical failure when the drinking water treatment plant was overwhelmed by high turbidity due to heavy rains.

Fire Department members responded to 108 calls for service. This included 51 First Responder calls for medical aid.

The Columbia Valley Recreation Access Management Plan committee continued to move forward with engagement from stakeholders and both levels of government. Funding was received for the hiring of a consultant to help facilitate the process and assist in planning and information gathering.

The Village continued our animal safety program in partnership with WildSafe BC and the Regional District of East Kootenay. Our coordinator, Jen Baker, monitored issues involving animal attractants, aggressive animals, and provided public education. A public survey was undertaken to monitor public opinion and to track issues with respect to both the ungulate and turkey populations.

Administrative work for the Jumbo Glacier Mountain Resort Municipality was minimal during the year. Federal funding in the amount of \$16.2M was announced to allow development of an Indigenous Protected and Conserved Area, in partnership with the Ktunaxa First Nation. Following this announcement, Glacier Resorts Ltd, the developer, relinquished their tenure and terminated the development agreements. The Provincial government has decided to disincorporate the Jumbo Glacier Mountain Resort Municipality and will be preparing the legislation in 2020.

2. 2019 Progress Report

The following summarizes progress made achieving our objectives:

- 1. The new ice rink was constructed and commissioned in time for the winter skating season with the warming hut and surrounding landscaping to be completed in the summer of 2020. Our application to the "Investing in Canada Infrastructure" program for the \$400K "Rink Accessibility Project" was turned down. This loss of potential funding will slow down the rate of future park development as we build the capital resources required.
- 2. Strategic planning was undertaken at the annual budget retreat to determine the objectives and priorities for the current year and financial objectives for the five year financial plan.
- 3. Construction of the new public works garage, for the housing and storage of vehicles and equipment, began in 2019 with commissioning expected by the fall of 2020.

- 4. The Columbia River watercraft 'put in and take-out' facility was completed with only the installation of an information kiosk remaining for 2020. The facility is flood proofed, and provides safer vehicle egress onto Horsethief Creek Forest Service Road, an enlarged parking area, a washroom, bear proof garbage containment, and a fortified foreshore that will minimize erosion.
- 5. The Fire Department remuneration structure was reviewed and a decision made to pay members for training at their normal hourly call out rate.
- 6. A short term rental (STR) survey was undertaken with the information gathered used to inform an initial STR policy which was subsequently discussed at a public meeting in November. As word spread regarding the draft policy, a growing number of concerns began to be expressed by the accommodation sector. Council decided to review these concerns and revisit the draft policy, which will include additional stakeholder consultation.
- 7. An advisory committee was formed to review management options for our turkey population. The committee decided that they were unwilling to recommend that the Village proceed with a cull. We will continue to monitor the population and seek appropriate management solutions, should problems continue to arise.

3. 2020 Objectives:

- 1. Continue a phased approach to the implementation of the Master Park Plan, dependent on our financial capacity, and with priority given to completing the warming hut and surrounding landscaping this year.
- 2. Undertake a competitive process for selection of an artistic feature for the roundabout centerpiece and proceed with its installation.
- 3. Proceed with the installation of a third water treatment filtration unit so as to increase our capacity and our ability to undertake maintenance. Apply for funding for improvements to our water intake system, to include an additional settling pond.
- 4. With respect to the Covid 19 pandemic, the Village will be flexible in the determination of our policies and these will be separate from this Annual Report, largely due to the dynamic nature of the situation. Covid 19 policies and objectives will be available upon request.

4. 2021 Objectives:

- 1. Proceed with the installation of a spray park, to be located adjacent to our warming hut and ice rink.
- 2. Proceed with enhancements to our drinking water intake and settling pond system, to improve both resiliency and our ability to handle seasonal and turbidity related events.

3. Initiate the design and purchasing process for replacement of the 2002 Fire Pumper apparatus.

5. Tax Exemptions

The Community Charter allows Council to exempt certain classes of property from municipal taxation. Examples include lands held by charitable, philanthropic and not for profit corporations.

For taxes imposed in 2019, the Village provided an exemption for the lands owned by the Roman Catholic Church. This exemption was provided under Bylaw No. 448, 2018.

The additional amount of municipal taxes that would have been imposed in 2019 on these properties, if not for the exemption, would have been \$6,040.

For 2020, a similar exemption is being provided under Bylaw No. 453, 2019. The additional amount of municipal taxes that would be imposed on these properties in 2020, if not for the exemption, would be \$6,570.

6. Declarations of Disqualification

The Community Charter details conditions under which a municipal Councillor may be disqualified from holding office. No Councillor was disqualified in 2019 nor were any applications for disqualification made.

7. Small Community Grant Funding

In 2019 the Village of Radium Hot Springs received \$177,247 in funding.

8. Development Cost Charges

\$ 16,702 was received in water development cost charges in 2019 leaving a year-end balance of \$ 571,784 in the fund with \$ 0 expenditures, waivers or reductions made in the year. The beginning balance was \$ 540,199 with the fund earning \$ 14,883 in interest.

\$ 9,013 was received in sewer development cost charges in 2019 leaving a year-end balance of \$ 9,076 with \$ 0 expenditures, debt payments, waivers or reductions made in the year. The beginning balance was \$ 0 with the fund earning \$ 63 in interest.