

**THE CORPORATION OF THE CITY OF GRAND FORKS
REGULAR MEETING OF COUNCIL**

**Monday, August 21, 2017, 7:00 pm
7217 - 4th Street, City Hall Council Chambers**

PRESENT: Mayor Frank Konrad
Councillor Julia Butler
Councillor Chris Hammett
Councillor Neil Krog
Councillor Colleen Ross
Councillor Christine Thompson
Councillor Bev Tripp

ADMINISTRATION: Diane Heinrich - Chief Administrative Officer - interim /
Corporate Officer
Daniel Drexler - Deputy Corporate Officer
Juliette Rhodes - Chief Financial Officer
David Reid - Manager of Operations
Dolores Sheets - Manager of Development & Engineering
Services

GALLERY

1. CALL TO ORDER

Mayor Konrad called the Regular Meeting to order at 7:12 pm.

2. ADOPTION OF AGENDA

a. Adopt agenda

August 21, 2017, Regular Meeting agenda

MOVED BY: THOMPSON

SECONDED BY: KROG

**RESOLVED THAT Council amend the agenda to include item 12.a -
22nd Street Budget Amendment.**

CARRIED

MOVED BY: THOMPSON

SECONDED BY: KROG

RESOLVED THAT Council adopts the August 21, 2017, Regular Meeting agenda as amended.

CARRIED

3. MINUTES

a. Adopt minutes - COTW

July 17, 2017, Committee of the Whole Meeting minutes

MOVED BY: KROG

SECONDED BY: THOMPSON

RESOLVED THAT Council adopts the July 17, 2017, Committee of the Whole Meeting minutes as presented.

CARRIED

b. Adopt minutes - Regular

July 17, 2017, Regular Meeting minutes

MOVED BY: THOMPSON

SECONDED BY: TRIPP

RESOLVED THAT Council adopts the July 17, 2017, Regular Meeting minutes as presented.

CARRIED

c. Adopt minutes - Special to go In-Camera

August 1, 2017, Special to go In-Camera Meeting minutes

MOVED BY: THOMPSON

SECONDED BY: KROG

RESOLVED THAT Council adopts the August 1, 2017, Special to go In-Camera Meeting minutes as presented.

CARRIED

- d. Adopt minutes - Special to go In-Camera
August 8, 2017, Special to go In-Camera Meeting minutes
MOVED BY: THOMPSON
SECONDED BY: KROG

RESOLVED THAT Council adopts the August 8, 2017, Special to go In-Camera Meeting minutes as presented.

CARRIED

4. REGISTERED PETITIONS AND DELEGATIONS

- a. Delegation - Fall Fair
Grand Forks & District Fall Fair was absent as a delegation.
discussion ensued regarding:
- fencing costs and possibilities
- gaming grant funding
- possible grant in aid situation
MOVED BY: THOMPSON
SECONDED BY: KROG

RESOLVED THAT Council receives the report for information and discussion.

CARRIED

- b. Hearing - Business Licence for Herbivore Cannabis Inc
1. Hearing - Call to order
2. Opening Statement
3. Staff Report

4. Applicant Submission
5. Deliberation
6. Council Decision
7. Hearing - Adjournment

To start the meeting at 7:25pm, Mayor Konrad read an introductory statement that convened the hearing under section 60(5) of the Community Charter and included an outline of the process for the hearing.

The Mayor noted that the hearing is open to the public to observe but members of the public are not given the opportunity to address Council. The Mayor also instructed Council to keep an open mind and not prejudge the outcome until the hearing and deliberations were complete.

Nobody declared themselves as a representative from Herbivore Cannabis Inc.

The Business Licence Inspector reviewed the staff report with Council.

Council asked whether the City was notified that the business licence applicant would not be making a presentation or have anyone represent it at the hearing. The CAO indicated that the applicant advised by email that it would not be making a presentation at the hearing but asked its letter to be included.

Discussion ensued regarding the business licence application:

- nature of business as a marijuana dispensary - concern with location of business in downtown core and addiction issue in the area
- Councillor Ross proposed Option 2, to grant a business licence - the motion was not seconded
- concern regarding public health and safety, youth in community
- concern with location in coffee shop that is not secure
- concern regarding enjoyment of other businesses and properties
- Health Canada - storefront marijuana dispensaries are not authorized to sell cannabis even for medicinal purposes, are illegally supplied, provide products that are unregulated and may be unsafe, and are subject to law enforcement action
- case law from Abbotsford and Delta regarding business licencing

- applicant has not provided any certificates from senior level of government
- Councillor Ross proposed Option 3, to grant a business licence with conditions - the motion was not seconded.
- medicine only by prescription as a possible condition of Option 3 along with another location
- comparison with other municipalities in Boundary Similkameen
- concern regarding enforcement of possible Option 3 (only medicinal purposes with prescription)
- possible legalization in Canada in the future
- reference by applicant to another business licence not relevant to this application

Councillor Ross' phone was disconnected at 7:53pm during the discussion and she did not rejoin the meeting. Councillor Ross was subsequently absent during the votes.

The regular meeting reconvened at 8:05pm.

MOVED BY: THOMPSON

SECONDED BY: TRIPP

RESOLVED THAT Council refuse to grant a business licence to Herbivore Cannabis Inc at 7361 2nd Street, Grand Forks, BC.

Opposed (1): KONRAD

CARRIED

MOVED BY: THOMPSON

SECONDED BY: KROG

RESOLVED THAT the business licence hearing be adjourned at 8:05pm.

CARRIED

5. UNFINISHED BUSINESS

6. REPORTS, QUESTIONS AND INQUIRIES FROM MEMBERS OF COUNCIL

a. Corporate Officer's Report

Written reports of Council

Discussion ensued:

- possible charges for Cannafest regarding camping
- other donations from Cannafest to the City and the community
- possible meetings regarding homelessness and drug addiction with local stake holders
- timelines associated with those possible meetings and UBCM meetings
- comparison between task force and select committee regarding minute taking, agendas, and written reports from stakeholders like RCMP, IHA, fire department, Area D Director.
- possibly communicate with stake holders via email to get more input

MOVED BY: KROG

SECONDED BY: THOMPSON

RESOLVED THAT all written reports of Council submitted to the August 21, 2017, Regular Meeting be received.

CARRIED

MOVED BY: KROG

SECONDED BY: BUTLER

RESOLVED THAT Staff share the City's briefing notes regarding homelessness, mental health, and addiction with regional stakeholders for input and feedback for the meetings with the Minister at the UBCM conference.

CARRIED

7. REPORT FROM COUNCIL'S REPRESENTATIVE TO THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY

a. Corporate Officer's Report

Verbal report from Council's representative to the Regional District of Kootenay Boundary

Read the RDKB agendas here:

<https://rdkb.civicweb.net/filepro/documents/314>

Mayor Konrad advised that there was no current meetings and therefore, no report.

8. RECOMMENDATIONS FROM STAFF FOR DECISIONS

a. 72nd Sidewalk Design Options

Manager of Development and Engineering

Discussion ensued regarding:

- options for Council to consider (full sidewalk or expanding road on North or South side)
- costs and total length comparisons
- drainage in the area
- private property along the sidewalk and possible development at that property

MOVED BY: KROG

SECONDED BY: BUTLER

RESOLVED THAT Council select Option 2 to extend the Roadway on the South side for a walkway on the South side along 72nd Ave for the length of up to 710 meters.

CARRIED

MOVED BY: KROG

SECONDED BY: THOMPSON

RESOLVED THAT Council amend the 2017-2021 Financial plan to cover the additional costing of approximately \$27,000 as shown in the staff report

AND FURTHER for staff to advise Council of any additional funds to cover the costs for either the rumble strips, swales, or alternatives as per Council direction.

CARRIED

9. **REQUESTS ARISING FROM CORRESPONDENCE**

10. **INFORMATION ITEMS**

- a. Quarter 2 Financial Report

Chief Financial Officer

Brief discussion ensued regarding the report and allocations of capital projects.

MOVED BY: KROG

SECONDED BY: TRIPP

RESOLVED THAT Council receives the memorandum from the Chief Financial Officer for information.

CARRIED

- b. Monthly Highlight Reports

Department Managers

Discussion ensued regarding:

- vandalism at Beacon site, RCMP retrieved stolen batteries
- flail mowing
- new zone meter
- lagoon desludging project progress and timelines

MOVED BY: KROG

SECONDED BY: THOMPSON

RESOLVED THAT Council receives the reports for information.

CARRIED

11. **BYLAWS**

- a. Bylaw 2036-A1 2017-2021 Financial Plan Amendment

Chief Financial Officer

MOVED BY: THOMPSON

SECONDED BY: TRIPP

RESOLVED THAT Council receives for introduction and discussion “2017-2021 Financial Plan Amendment Bylaw, No. 2036-A1” and refers the first three readings of the Bylaw to the September 18th, 2017 Regular Meeting of Council.

CARRIED

- b. Bylaw 2040 - 2018 Permissive Tax Exemption

Chief Financial Officer

MOVED BY: THOMPSON

SECONDED BY: TRIPP

RESOLVED THAT Council receives for introduction and discussion Bylaw No. 2040 2018 Permissive Tax Exemptions• and refers the first three readings of the Bylaw to the September 5th, 2017 Regular Meeting of Council.

CARRIED

12. LATE ITEMS

- a. 22nd St Budget Amendment

Manager of Development and Engineering

Brief discussion regarding:

- impacts on capital reserves with other projects on the go
- clarification on bids received and process

MOVED BY: THOMPSON

SECONDED BY: KROG

RESOLVED THAT Council amend the budget for the 22nd Street multi-utility project by \$150,000 to allow it to proceed with the only compliant bid;

AND FURTHER RESOLVED THAT Council fund the increased budget from reserves.

CARRIED

13. QUESTIONS FROM THE PUBLIC AND THE MEDIA

Kate Saylor, Grand Forks Gazette, inquired regarding:

- procedures regarding business licence hearing
- business licence letter cc'd to the RCMP in the spring; process regarding denial of a licences and if letters are sent usually to third parties - referrals to other agencies are in confidence regarding applications depending on the situation and need
- clarification regarding comments about "being a victim of the press", direct quotes from Herbivore were used by the reporter for the news paper article
- safety concerns around campground, playground, and washrooms

Les Johnson, GFTV, inquired regarding:

- communications with RCMP on business licences
- possible legal business one year from now
- Health Canada recognized illnesses
- Herbivore would have to apply for new business licence if product is legalized

Janet Thorpe, Sunshine Valley Women's Institute

- sidewalk construction timelines for 72nd Ave.

14. ADJOURNMENT

The Regular Meeting was adjourned at 9:52 pm.

MOVED BY: KROG

SECONDED BY: THOMPSON

RESOLVED THAT the meeting be adjourned at 9:52 pm.

CARRIED

Mayor Frank Konrad

Deputy Corporate Officer - Daniel
Drexler