



Regular Council Meeting
held at City of Penticton Council Chambers
171 Main Street, Penticton, B.C.

Tuesday, May 19, 2015
at 6:00 p.m.

Present: Mayor Jakubeit
Councillor Sentes
Councillor Konanz
Councillor Martin
Councillor Watt
Councillor Picton
Councillor Sayeed

Staff: Chuck Loewen, Acting City Manager
Dana Schmidt, Corporate Officer
Mitch Moroziuk, Director of Operations
Colin Fisher, Chief Financial Officer
Jules Hall, Director of Development Services
Simone Blais, Communications Officer
Angie Collison, Deputy Corporate Officer

1. Call to Order

The Mayor called the Regular Council meeting to order at 6:00 p.m.

2. Introduction of Late Items

270/2015

It was MOVED and SECONDED

THAT Council add Delegation item 6.6 Friends of Munson Mountain.

CARRIED

Councillors Sentes and Picton, Opposed

3. Adoption of Agenda

271/2015

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council meeting held on May 19, 2015 as amended.

CARRIED UNANIMOUSLY

4. Adoption of Minutes

4.1 Minutes of the May 4, 2015 Regular Council Meeting

272/2015

It was MOVED and SECONDED

THAT Council adopt the minutes of the May 4, 2015 Regular Council Meeting as presented.

CARRIED UNANIMOUSLY

4.2 Minutes of the May 7, 2015 Special Council Meeting

273/2015

It was MOVED and SECONDED

THAT Council adopt the minutes of the May 7, 2015 Special Council Meeting as presented.

CARRIED UNANIMOUSLY

4.3 Minutes of the May 11, 2015 Public Hearing

274/2015

It was MOVED and SECONDED

THAT Council receive the minutes of the May 11, 2015 Public Hearing as presented.

CARRIED UNANIMOUSLY

4.2 Minutes of the May 11, 2015 Special Council Meeting

275/2015

It was MOVED and SECONDED

THAT Council adopt the minutes of the May 11, 2015 Special Council Meeting as presented.

CARRIED UNANIMOUSLY

5. Presentations

5.1 Shriner Ceremonial Days – May 29-30, 2015

Mayor Jakubeit proclaimed May 29-30, 2015 as “Shriner Ceremonial Days” in the City of Penticton.

5.2 Cycling4Diversity Week – May 17 – 23, 2015

Mayor Jakubeit proclaimed May 17-23, 2015 as “Cycling4 Diversity Week” in the City of Penticton.

6. Delegations

6.1 Auditors – Jonathan McGraw, BDO Canada LLP

Re: Financial Statements

Jonathan McGraw, BDO Canada LLP, presented Council with the 2014 Financial Statements.

276/2015

It was MOVED and SECONDED

THAT Council accept the 2014 Financial Statements as circulated.

CARRIED UNANIMOUSLY

6.2 Patty Otteson & John Cote, RDOS

Re: Bike to Work Week - 2015

Patty Otteson and John Cote, RDOS, challenged the City of Penticton to participate in Bike to Work Week, May 25 – 29, 2015.

- 6.3 Dave Del Rizzo, President
Re: Peach City Community Radio Announcement

Dave Del Rizzo, President of Peach City Community Radio, announced that they have licence approval and will be broadcasting locally in 2016.

- 6.4 Daniel Pizarro, BC Transit
Re: Penticton Transit Operations and Transit Future Plan

Daniel Pizarro, BC Transit, provided Council with an update regarding the future plans of transit in Penticton.

- 6.5 Gary McBryde, PACA
Re: Include PACA in License to Use Munson Mt. Site

Gary McBryde, Co-Chair of PACA, requested Council include PACA in BMX licence to use at Munson Mountain site and spoke in support of option 1 of the staff report.

- 6.6 Friends of Munson Mountain
Re: BMX Track Opposition

Barbara Lambert, spoke in opposition to the use of 630 Munson Mountain as a bike facility.

7. **Reconsideration of Bylaws and Permits**

- 7.1 Fees and Charges Amendment Bylaw No. 2015-22

277/2015

It was MOVED and SECONDED

THAT Council adopt "Fees and Charges Amendment Bylaw No. 2015-22".

CARRIED UNANIMOUSLY

8. **Staff Reports**

Councillor Sentes declared a conflict and left the meeting at 7:04 p.m.

- 8.1 Development Variance Permit PL2015-022
Re: 3957 Lakeside Road

278/2015

It was MOVED and SECONDED

THAT Council approve revised "Development Variance Permit PL2015-022" for Lot A, District Lot 190, Similkameen Division Yale District, Plan 26789, located at 3957 Lakeside Road, a permit to decrease the minimum required front yard 6.0m to 5.5m and to reduce the minimum rear yard from 6.0m to 1.0m, in order to construct a second storey on an existing home; AND THAT staff be directed to issue revised "Development Variance Permit PL2015-022".

CARRIED UNANIMOUSLY

Councillor Sentes returned to the meeting at 7:09 p.m.

8.2 BMX Track Relocation – ALC Update

Re: Munson Mountain

279/2015

It was MOVED and SECONDED

THAT Council hire an Agrologist to assess the land quality at 630 Munson Mountain, and in the interim, evaluate other location opportunities for PACA and the BMX Club.

CARRIED UNANIMOUSLY

8.3 Solid Waste Collection and Disposal Amendment Bylaw No. 2015-26

280/2015

It was MOVED and SECONDED

THAT Council give first, second, and third reading to "Solid Waste Collection and Disposal Amendment Bylaw No. 2015-26", a bylaw to amend "Solid Waste Collection and Disposal Bylaw 2011-39" to change the manner in which solid waste is addressed in the downtown core.

CARRIED UNANIMOUSLY

8.4 Pickleball Court Development

281/2015

It was MOVED and SECONDED

THAT Council approve the development of 4 Pickleball courts in 2015 on a portion of 2965 South Main Street;
AND THAT Council approve the future development of up to 4 additional courts (for a total of 8) adjacent the courts noted above subject to a funding contribution from the Penticton Pickleball Association;
AND THAT Council approve the allocation of the SILGA grant in the amount of \$10,000 to be utilized to fund a portion of the development of Pickleball courts;
AND FURTHER THAT staff continue to work with the Penticton Pickleball Association on funding partnerships for future Pickleball amenity development.

CARRIED UNANIMOUSLY

8.5 Skaha Marina Area Development

282/2015

It was MOVED and SECONDED

THAT Council receive this report for information; AND THAT Council after:

- Reviewing the Skaha Marina – Marina Development Agreement, contained in Attachment "A" to this Council Report;
- Reviewing the Skaha Marina – Waterpark Development Agreement, contained in Attachment "B" to this Council Report;
- Allowing Trio to present their proposed development plans for the Marina and Waterpark to the public at various venues over the period May 20 – June 19, 2015; and
- Listening to citizen comment regarding the proposed marina and waterpark development at a Special Council meeting of June 29, 2015. Will select one of the following alternatives:

THAT Council authorize the Mayor and Corporate Officer to execute the Skaha Marina – Marina Development Agreement and the Skaha Marina – Waterpark Development Agreement; or

THAT Council authorize the Mayor and Corporate Officer to execute the Skaha Marina – Marina Development Agreement; or

THAT Council authorize the Mayor and Corporate Officer to execute the Skaha Marina – Waterpark Development Agreement; or

THAT Council provide direction to staff regarding changes that they would like to see.

CARRIED UNANIMOUSLY

8.6 2015 Mid-Year Electrical Rate Increases

283/2015

It was MOVED and SECONDED

THAT Council direct staff to maintain the current electric rates and find the increase of 1.83% from capital projects or surplus.

DEFEATED

Mayor Jakubeit and Councillors Watt, Picton, Sentes, Opposed

284/2015

It was MOVED and SECONDED

THAT the 2015 Mid-Year City of Penticton Electric Rates be revised to reflect:

- A 2.20% FortisBC increase effective July 1, 2015

AND GIVEN THAT the Utility Rate Review is underway and scheduled to be completed on September 15, 2015; AND THAT this review may alter electrical utility rates the 2.20% increase should be applied at the Wholesale Power Purchase Level (1.83%), lowest impact to the customer and any adjustments required should be addressed as part of Utility Rate Review process;

AND THAT that the following schedule for the rate setting process be utilized:

- May 19, 2015 – Introduction of the proposed rates
- June 1, 2015 – Public input session, Council Direction and First 3 Readings of a Bylaw to amend the Fees and Charges Bylaw
- June 15, 2015, Council Meeting – Adoption of the amending Bylaw to the Fees and Charges Bylaw
- July 1, 2015 – New electrical rates take effect

AND FURTHER THAT notification advising the public of the public input session on June 1, 2015 be advertised in the Penticton Western News.

CARRIED

Councillors Sayeed, Konanz and Martin, Opposed

8.7 Asset Management Planning Grant

285/2015

It was MOVED and SECONDED

THAT Council support an application for grant funding to the Union of BC Municipalities (UBCM) under the Asset Management Planning Program to complete an Asset Management Investment Plan as the second step in developing the City's integrated asset management program.

CARRIED UNANIMOUSLY

8.8 Strategic Priorities Fund – Capacity Building

286/2015

It was MOVED and SECONDED

THAT Council support an application for grant funding to the Union of BC Municipalities (UBCM) under the Strategic Priorities Fund – Capacity Building stream to develop a Prioritization Framework for Capital Infrastructure Planning as a next step in the development of an organizational asset management program.

CARRIED UNANIMOUSLY

9. Correspondence

- 9.1 Yellow Lake Dock Project
Re: Request for funding

287/2015

It was MOVED and SECONDED

THAT Council receive the letter regarding the request for funding for the Yellow Lake Dock Project.

CARRIED
Councillor Sentes, Opposed

10. Committee and Board Reports

- 10.1 Development Services Advisory Committee Meeting of April 2, 2015

288/2015

It was MOVED and SECONDED

THAT Council receive the minutes of the Development Services Advisory Committee Meeting of April 2, 2015.

CARRIED UNANIMOUSLY

- 10.2 Community Sustainability Committee Meeting of April 2, 2015

289/2015

It was MOVED and SECONDED

THAT Council receive the minutes of the Community Sustainability Committee Meeting of April 2, 2015.

CARRIED UNANIMOUSLY

- 10.3 Heritage and Museum Committee Meeting of April 10, 2015

290/2015

It was MOVED and SECONDED

THAT Council receive the minutes of the Heritage and Museum Committee Meeting of April 10, 2015.

CARRIED UNANIMOUSLY

- 10.4 Transportation Advisory Committee Meeting of April 21, 2015

291/2015

It was MOVED and SECONDED

THAT Council receive the minutes of the Transportation Advisory Committee Meeting of April 21, 2015.

CARRIED UNANIMOUSLY

292/2015

It was MOVED and SECONDED

THAT Council direct the Bylaw Department to issue warning tickets only to delivery trucks who are in contravention of the Traffic bylaw in the industrial zone until a permanent solution can be found.

CARRIED
Councillor Picton, Opposed

10.5 Agriculture Committee Meeting of April 22, 2015

293/2015

It was MOVED and SECONDED

THAT Council receive the minutes of the Agriculture Committee Meeting of April 22, 2015.

CARRIED UNANIMOUSLY

294/2015

It was MOVED and SECONDED

THAT Council receive the recommendation from the Agriculture Committee recommending the City reassess the agricultural capabilities of 630 Munson Mountain Road prior to any decision to alter the use of the lands.

CARRIED UNANIMOUSLY

10.6 Penticton Creek Restoration Committee Meeting of April 23, 2015

295/2015

It was MOVED and SECONDED

THAT Council receive the minutes of the Penticton Creek Restoration Committee Meeting of April 23, 2015.

CARRIED UNANIMOUSLY

10.7 Community Sustainability Committee Meeting of May 6, 2015

296/2015

It was MOVED and SECONDED

THAT Council receive the minutes of the Community Sustainability Committee Meeting of May 6, 2015.

CARRIED UNANIMOUSLY

10.8 Development Services Advisory Committee Meeting of May 7, 2015

297/2015

It was MOVED and SECONDED

THAT Council receive the minutes of the Development Services Advisory Committee Meeting of May 7, 2015.

CARRIED UNANIMOUSLY

11. Notice of Motion

Councillor Martin will be providing a Notice of Motion regarding recognition of Penticton's birthday.

12. Other Business

13. RDOS Update

14. Business Arising from In-Camera

15. Media and Public Question Period

16. Adjournment

298/2015

It was MOVED and SECONDED

THAT Council adjourn the Regular Council meeting held on Tuesday, May 19, 2015 at 10:13 p.m.


CARRIED UNANIMOUSLY

Certified correct:

Confirmed:



Dana Schmidt
Corporate Officer



Andrew Jakubeit
Mayor