

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

Monday, February 1, 2016
Following the Public Hearing at 6:00 p.m.

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

Staff: Mitch Moroziuk, Acting Chief Administrative Officer
Dana Schmidt, Corporate Officer
Colin Fisher, Chief Financial Officer
Jules Hall, Director of Development Services
Lori Mullin, Recreation and Culture Manager
Angie Collison, Deputy Corporate Officer

1. Call to Order

The Mayor called the Regular Council meeting to order at 6:30 p.m.

2. Introduction of Late Items

3. Adoption of Agenda

48/2016

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council meeting held on February 1, 2016 as amended to include delegations from Spectra and the Lacrosse Association and to alter the order of the agenda by moving item 9.5 to item 9.1.

CARRIED UNANIMOUSLY

4. Adoption of Minutes

4.1 Minutes of the January 18, 2016 Committee of the Whole

49/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the January 18, 2016 Committee of the Whole as presented.

CARRIED UNANIMOUSLY

4.2 Minutes of the January 18, 2016 Public Hearing

50/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the January 18, 2016 Public Hearing as presented.

CARRIED UNANIMOUSLY

4.3 Minutes of the January 18, 2016 Regular Council Meeting

51/2016

It was MOVED and SECONDED

THAT Council adopt the minutes of the January 18, 2016 Regular Council Meeting as presented.

CARRIED UNANIMOUSLY

5. Presentations

5.1 Introduction of new City staff

Mayor Jakubeit introduced and welcomed Fire Chief Larry Watkinson and Bregje Kozak, Manager of Facilities to the City of Penticton.

6. Delegations

6.1 Okanagan Similkameen Healthy Living Coalition – Angelique Wood and Julie Steffler

Angelique Wood and Julie Steffler, Okanagan Similkameen Healthy Living Coalition, provided Council with an update on Healthy Living Initiatives.

6.2 Lacrosse

Miranda Halliday, parent of two lacrosse players, and Chris Danby, President of Lacrosse, explained that Lacrosse is a volunteer program with 178 local kids. Requested to speak to Council because of the diminished access to City facilities. Suggested that the City provide access to Memorial Arena from Mid-March to Mid-July. Penticton Lacrosse is willing to continue to compliment the access in Penticton with the Summerland Arena in order to meet the needs of all local kids. Would like to see a coordinated approach for using and booking all recreation facilities in Penticton.

7. Community Partner Delegations

7.1 Regional District of Okanagan Similkameen

Re: Financial Plan

Sandy Croteau, Finance Manager for the Regional District of Okanagan Similkameen, provided Council with an overview of the RDOS Financial Plan and the impact on the City of Penticton.

7.2 Spectra – Penticton Trade and Convention Centre

Laura Hunt and Paul O'Beirn, Spectra – Penticton Trade and Convention Centre, requested Council support an application to host the Federation of Canadian Municipalities (FCM) Board of Directors meeting in March or September 2018.

52/2016

It was MOVED and SECONDED

THAT Council support the bid application to host the Federation of Canadian Municipalities (FCM) Board of Directors meeting in 2018 and commit participatory and financial resources.

CARRIED UNANIMOUSLY

8. Reconsideration of Bylaws and Permits

8.1 Zoning Amendment Bylaw No. 2016-03

Re: 451 Churchill Avenue

53/2016

It was MOVED and SECONDED

THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2016-03".

CARRIED UNANIMOUSLY

8.2 Blasting Control Bylaw No. 2016-01

54/2016

It was MOVED and SECONDED

THAT Council adopt "Blasting Control Bylaw No. 2016-01".

CARRIED UNANIMOUSLY

9. Staff Reports

The agenda was altered to address item 9.5 Dry Floor Space in Penticton.

9.5 Dry Floor in Penticton

55/2016

It was MOVED and SECONDED

THAT Council receive the Dry Floor Space in Penticton report dated February 1, 2016 as information; AND THAT Council direct Spectra staff to provide dry floor in Memorial Arena at a minimum for same amount of time as was provided in 2015 (mid-April to the end of June) and recommend that Spring ice user groups utilize ice at McLaren Arena.

CARRIED

Mayor Jakubeit, Opposed

9.1 Development Variance Permit PL007582

Re: 619 Burns Street

Delegations/Submissions: Cory Parsons, Evergreen Drive, spoke on behalf of the developer, clarified that they are only moving the staircase into the setback.

56/2016

It was MOVED and SECONDED

THAT Council approve Development Variance Permit PL007582 for Lot 18, Block 29, District Lot 202, Similkameen Division Yale District, Plan 755, located at 619 Burns Street, a permit to decrease the minimum side yard setback from 1.5m to 0.6m, allowing a staircase to project into this yard and facilitating the construction of a front-to-back duplex; AND THAT staff be directed to issue Development Variance Permit PL007582.

CARRIED UNANIMOUSLY

9.2 Development Variance Permit PL007570
Re: 292 South Beach Drive

Delegations/Submissions: nil

57/2016

It was MOVED and SECONDED

THAT Council approve Development Variance Permit PL007570 for Lot A, District Lot 189, Similkameen Division Yale District, Plan EPP54210, located at 292 South Beach Drive, a permit to allow a carriage house to be located in front of the principal dwelling, decrease the minimum front yard setback from 6.0m to 4.5m, and increase the maximum height from 7.0m to 7.5m to allow for the construction of a carriage house on the subject property; AND THAT staff be directed to issue "Development Variance Permit PL007570".

CARRIED

Councillor Sentes, Opposed

9.3 2016 Vending

58/2016

It was MOVED and SECONDED

THAT Council directs staff to implement the following changes to the Vending Program:

1. Reduce the number of Beach Vending locations to 25 as shown in Attachment "A" and "B".
2. Implement 2016 Beach Vending rates for 2016 as shown in Attachment "C" which have been increased for CPI and include a tiered pricing structure.
3. Move some of the Vendors near the Peach from the beach to the concrete plaza.
4. Add 6 new Mobile Food Truck Vending locations and a "Mobile Vendor Hub" between Martin and Main St. is created.
5. Implement 2016 Street Vending rates as shown in Table 1 which have been adjusted to reflect CPI.
6. Amend the Fees and Charges Bylaw to reflect all rate changes.

CARRIED UNANIMOUSLY

9.4 Irrigation, Sewer and Water Amendment Bylaw No. 2016-05

59/2016

It was MOVED and SECONDED

THAT Council give first, second and third reading to Irrigation, Sewer and Water Amendment Bylaw No. 2016-05, a bylaw to include the addition of properties that have requested sanitary sewer services.

CARRIED UNANIMOUSLY

9.6 Zoning Amendment Bylaw No. 2016-06
Re: 166 & 172 Cambie Place

60/2016

It was MOVED and SECONDED

THAT Zoning Amendment Bylaw No. 2016-06, a bylaw to amend Zoning Bylaw 2011-23 to rezone Lot 3 and Lot 4, Block 5, District Lot 202, Similkameen (Formerly Osoyoos) Division Yale District Plan 479, located at 166 and 172 Cambie Place, from R1 (Large Lot Residential) to RD1 (Duplex Housing), be given first reading and be forwarded to the February 15, 2016 Public Hearing;

AND THAT delegations and submissions be heard for Development Variance Permit PL2015-0769 for Lot 3, Block 5, District Lot 202, Similkameen (Formerly Osoyoos) Division Yale District Plan 479, located at 166 Cambie Place, a permit to reduce the minimum rear yard setback from 6m to 4.8m during the February 15, 2016 Public Hearing.

CARRIED UNANIMOUSLY

9.7 New Building Canada Fund – Small Communities

61/2016

It was MOVED and SECONDED

THAT Council rescind Council Resolution 13/2016, (Attachment "A") supporting an application to the Building Canada – Small Communities Grant program for a project to install agricultural water meters and replace it with the following resolution;

THAT Council support an application to the Building Canada – Small Communities Grant program for a project to install water meters to meter agricultural water users, valued at \$1,400,000;

AND THAT the agricultural water meter project be included in the 2016 Capital Budget funded with \$933,333 in grant funding and \$466,667 in Water Reserve funds or borrowed funds;

AND FURTHER THAT the Mayor and Corporate Officer be authorized to sign any grant related documents as required.

CARRIED UNANIMOUSLY

9.8 2016-2020 Financial Plan and the Fee and Charges and MTI Amendment Bylaws

62/2016

It was MOVED and SECONDED

THAT Council receive the 2016-2020 Financial Plan report dated February 1, 2016 for information and direct the preparation of the 2016-2020 Financial Plan with a 5.5% tax increase for 2016;

AND THAT Council review any capital projects in the Capital Plan presented to Council November 30, 2015 and advise staff of any project changes to the 2016-2020 Financial Plan.

CARRIED

Councillor Konanz, Opposed

63/2016

It was MOVED and SECONDED

THAT Council give first, second and third reading to "Fees and Charges Amendment Bylaw No. 2016-02".

AND THAT Council give first, second and third reading to "MTI Amendment Bylaw No. 2016-04".

CARRIED UNANIMOUSLY

9.9 SILGA Resolutions

64/2016

It was MOVED and SECONDED

THAT Council endorse the following resolutions for submission to SILGA:

Fire Wage Arbitration

1. WHEREAS recent firefighter wage arbitrations have awarded wage parity with lower mainland municipalities regardless of local circumstances of the subject municipality;
AND WHEREAS the Fire and Police Services Collective Bargaining Act requires an arbitrator to have regard for the need to maintain internal consistency and equity amongst employees and the terms and conditions of employment for other groups of employees who are employed by the employer;
NOW THEREFORE BE IT RESOLVED that UBCM advocates to the Minister of Jobs, Tourism, and Skills Training to exercise its statutory authority to specify that arbitrators are to give consideration to local conditions.

DNA Analysis Costs

2. WHEREAS the costs of DNA analysis services are steadily increasing;
AND WHEREAS the Province of BC has announced it will only contribute 1.36 million per annum, regardless of the actual costs;
NOW THEREFORE BE IT RESOLVED that UBCM advocate on behalf of all local governments for the Province of British Columbia to index their contribution to the rising costs of DNA analysis services.

Vacant Land Taxation

3. WHEREAS vacant lands detract from the vibrancy of communities;
AND WHEREAS vacant lands contribute less property tax and utility billing revenues, no employment or other value to their community;
NOW THEREFORE BE IT RESOLVED that the UBCM advocate on behalf of all local governments for an amendment to the Prescribed Classes of Property Regulation 438/81 to include prescribed classes for vacant land and vacant contaminated land that allows for a higher tax rate and / or flat taxes.

CARRIED UNANIMOUSLY

10. Correspondence

- 10.1 Okanagan Nation Alliance
Re: Okanagan Basin Water Board Grant Application

65/2016

It was MOVED and SECONDED

THAT Council send a letter of support to the Okanagan Nation Alliance (ONA) endorsing their proposal to the Okanagan Basin Water Board (OBWB) regarding water flow monitoring based on Eurasian Milfoil in the Okanagan River Channel.

CARRIED UNANIMOUSLY

11. Committee and Board Reports

- 11.1 Arts, Creative & Culture Innovations Committee meeting of January 14, 2016

66/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Arts, Creative and Culture Innovations Committee meeting of January 14, 2016.

CARRIED UNANIMOUSLY

11.2 Parks & Recreation Master Plan Steering Committee meeting of January 19, 2016

67/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Parks & Recreation Master Plan Steering Committee meeting of January 19, 2016.

CARRIED UNANIMOUSLY

68/2016

It was MOVED and SECONDED

THAT Council acknowledge the resolution made by the Parks and Recreation Master Plan Committee to support the Request for Proposal as presented to the committee with the addition of clauses to include a date requesting proponents to contact the City if the schedule timeline is too restrictive, notification that shortlisted proponents will be interviewed by the committee and include an introduction to the Request for Proposal outlining the need for a geographical analysis of greenspace, best practices and gaps.

CARRIED UNANIMOUSLY

11.3 Heritage & Museum Committee meeting of January 21, 2016

69/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Heritage & Museum Committee meeting of January 21, 2016.

CARRIED UNANIMOUSLY

11.4 Tourism Development Task Force meeting of January 21, 2016

70/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Tourism Development Task Force meeting of January 21, 2016.

CARRIED UNANIMOUSLY

11.5 Waterfront Revitalization Sub-Committee meeting of January 26, 2016

71/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Waterfront Revitalization Sub-Committee meeting of January 26, 2016.

CARRIED UNANIMOUSLY

72/2016

It was MOVED and SECONDED

THAT Council approves finalizing the detail design for the first phase of the SS Sicamous Project including the following design elements:

- Use of a timber board walk for the Jetty Walkway surface;
- Place the utilidor under the Jetty Walkway;
- Place benches on the Jetty;
- Place a railing on the west side of the Jetty;
- Design the end of the Jetty to support future development initiatives;
- Use of stamped concrete with a wood boardwalk pattern for the internal walkways;
- Use of a heritage theme for lighting and street furniture.

CARRIED UNANIMOUSLY

12. **Notice of Motion**
13. **Other Business**
14. **RDOS Update**
15. **Business Arising from In-Camera**
16. **Media and Public Question Period**
17. **Adjournment**

73/2016

It was MOVED and SECONDED

THAT Council adjourn the Regular Council meeting held on Monday, February 1, 2016 at 10:01 p.m.

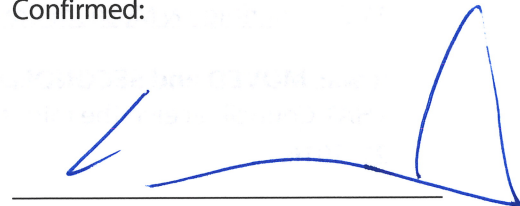
CARRIED UNANIMOUSLY

Certified correct:



Dana Schmidt
Corporate Officer

Confirmed:



Andrew Jakubeit
Mayor