

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

Monday, March 7, 2016
at 6:00 p.m.

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

Staff: Eric Sorensen, Chief Administrative Officer
Mitch Moroziuk, General Manager Infrastructure
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 6:01 p.m.

2. Introduction of Late Items

Add item 5.1: presentation by BC Winter Games

3. Adoption of Agenda

98/2016

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council meeting held on March 7, 2016 as presented with the addition of a presentation by BC Winter Games.

CARRIED UNANIMOUSLY

4. Adoption of Minutes

4.1 Minutes of the February 15, 2016 Regular Council Meeting

99/2016

It was MOVED and SECONDED

THAT Council adopt the minutes of the February 15, 2016 Regular Council Meeting as presented.

CARRIED UNANIMOUSLY

5. Presentations

5.1 BC Winter Games

BC Games presented the City with a legacy memory book from the 1978 games held in Penticton.

6. Delegations

6.1 OS Healthy Living Fair Society Re: 2016 International Year of Pulses

Barb Sheppard and Barry Reid, OS Healthy Living Fair Society, presented Council with healthy baskets and invited all to attend the Healthy Living Fair, Saturday, March 12, 2016.

6.2 Penticton Farmers' Market Re: Revitalization plans for 100 Block of Main Street

Erin Trainor, Manager and Moses Brown, President of the Penticton Farmers' Market, addressed their concerns with the 100 block revitalization plans. During planning process led to believe that the area would be more market friendly, now see the road is narrowing and restricting access. Concerned with pedestrian congestion and the limited space and ability for vehicles to park with vendor tents. Staff clarified that the bollards can be removed and the sidewalks, except those in front of City Hall, are designed to allow for vehicle use.

7. Community Partners

7.1 RCMP

Superintendent Kevin Hewco provided Council with the RCMP 2015 Annual Report and gave an overview of the 2016 objectives.

7.2 Fire Department

Fire Chief Larry Watkinson provided Council with the Fire Department 2015 Annual Report.

8. Reconsideration of Bylaws and Permits

8.1 2016-2020 Five Year Financial Plan Bylaw No. 2016-07

100/2016

It was MOVED and SECONDED

THAT Council adopt "2016-2020 Five Year Financial Plan Bylaw No. 2016-07".

CARRIED

Councillor Konanz, Opposed

8.2 Zoning Amendment Bylaw No. 2015-61 & DVP PL2015-077 Re: 511 Forestbrook Drive

101/2016

It was MOVED and SECONDED

THAT Council adopt "Zoning Amendment Bylaw No. 2015-61".

CARRIED UNANIMOUSLY

102/2016

It was MOVED and SECONDED

THAT Council approve DVP PL2015-077 for 511 Forestbrook Drive.

CARRIED UNANIMOUSLY

8.3 Zoning Amendment Bylaw No. 2016-03 & DVP PL007547
Re: 451 Churchill Avenue

103/2016

It was MOVED and SECONDED

THAT Council adopt "Zoning Amendment Bylaw No. 2016-03".

CARRIED UNANIMOUSLY

104/2016

It was MOVED and SECONDED

THAT Council approve DVP PL007547 for 451 Churchill Avenue.

CARRIED UNANIMOUSLY

9. Staff Reports

9.1 Development Variance Permit PL2015-7574
Re: 4203 Valleyview Road

Delegations/Submissions: James Brown, concerned with the narrow road.
Lynn Kelsey, Oakville Street, correct DVP number is 2015, not 2016.

105/2016

It was MOVED and SECONDED

THAT Council approve Development Variance Permit PL2015-07574 for that part of Block 237 outlined red on Plan B4253; District Lot 190, Similkameen Division Yale District, Plan 466 except Plans 6527, 11149 and KAP92940, located at 4203 Valleyview Road, a permit to reduce the minimum lot area from 2 ha (5acres) to 1.38 ha (3.41acres); AND THAT staff be directed to issue Development Variance Permit PL2015-7574.

CARRIED UNANIMOUSLY

9.2 Development Variance Permit PL2016-7595
Re: 331 Van Horne Street

Delegations/Submissions: nil

106/2016

It was MOVED and SECONDED

THAT Council approve Development Variance Permit PL2016-7595, for Lot 21, District Lot 202, Similkameen Division Yale District, Plan 32873, located at 331 Van Horne Street, a permit to increase the maximum permitted height of a fence along the front property line from 1.2m to 2.1m and, to the rear of the property, from 1.8m to 2.1m, in order to construct an architectural security fence with access gate; AND THAT staff be directed to issue Development Variance Permit PL2016-7595.

CARRIED

Councillor Sentes, Opposed

9.3 Penticton Disc Golf Club Re: Non-Exclusive Licence to Use
Re: Esplanade and 480 Vancouver Avenue

107/2016

It was MOVED and SECONDED

THAT Council authorize a Licence to Use Agreement with Penticton Disc Golf Club, a non-profit Society, over approximately 0.3 ac of 500 Marina Way (the Esplanade) and 480 Vancouver Avenue to formalize the existing use of a Disc Golf Course on the property and to allow improvements and development of the course for a period of 3 years, beginning March 15, 2016 at a rate of \$1.00 per year, with standard insurance requirements;

AND THAT the standard administration fee of \$250 be waived for the Penticton Disc Golf Club licence to use.

CARRIED UNANIMOUSLY

- 9.4 Zoning Amendment Bylaw No. 2016-09 & Zoning Amendment Bylaw No. 2016-10
Re: Liquor Sales in Grocery Stores

108/2016

It was MOVED and SECONDED

THAT Council give first reading of Zoning Amendment Bylaw No. 2016-09, a bylaw that amends Zoning Bylaw 2011-23 as follows:

- Amends the definition of 'retail store' to remove reference to grocery store;
- Adds a definition for 'grocery store,' which includes the sale of 100% BC wine on an on-the-shelf model and liquor in a store-within-a store model;
- Adds the use 'grocery store' to the following zones: C3, C4, C5, C6 and C7;

AND THAT Zoning Amendment Bylaw 2016-09 is forwarded to the March 21, 2016, Public Hearing.

CARRIED

Councillors Sentes, Watt, Sayeed, Opposed

109/2016

It was MOVED and SECONDED

THAT Council deny first reading of Zoning Amendment Bylaw 2016-10, a bylaw that adds regulations restricting liquor sales in grocery stores to be a minimum of 1 km from a retail store selling liquor or any other grocery store selling wine or liquor.

CARRIED

Councillors Sentes, Watt, Sayeed, Opposed

- 9.5 Zoning Amendment Bylaw No. 2016-13
Re: 812 Johnson Road

110/2016

It was MOVED and SECONDED

THAT Council give first reading to Zoning Amendment Bylaw 2016-13, a bylaw permitting the limited rental of vehicles on Lot 1, District Lot 188, Similkameen Division Yale District, Plan 9969, located at 812 Johnson Road (404 Haven Hill Road); And that Council forward the bylaw to the March 21st Public Hearing.

CARRIED

Mayor Jakubeit and Councillor Picton, Opposed

- 9.6 Fees and Charges Amendment Bylaw No. 2016-12
Re: Vending Fees

111/2016

It was MOVED and SECONDED

THAT Council give first, second and third reading to "Fees and Charges Amendment Bylaw No. 2016-12".

CARRIED UNANIMOUSLY

- 9.7 Liquor-Primary Permanent Change
Re: Fraternal Order of Eagles (4281) – 1197 Main Street

112/2016

It was MOVED and SECONDED

THAT staff be directed to commence public notification of the proposed Liquor-Primary permanent change to include a licenced exterior patio for the Fraternal Order of Eagles (4281) located at 1197 Main Street; AND THAT staff report back to Council at their meeting on April 4, 2016 the results of the public consultation for Council's consideration.

CARRIED UNANIMOUSLY

- 9.8 Bylaw Notice Enforcement Amendment Bylaw No. 2016-08

113/2016

It was MOVED and SECONDED

THAT Council give first, second and third reading to "Bylaw Notice Enforcement Amendment Bylaw No. 2016-08".

CARRIED UNANIMOUSLY

- 9.9 Collections/Disconnections Council Policy

114/2016

It was MOVED and SECONDED

THAT Council direct staff to bring forward an amendment to the "Collections-Disconnection" Policy adopting a 'no-disconnect' strategy concurrent with implementation of increased landlord communication such as an email notification on utility arrears.

CARRIED UNANIMOUSLY

- 9.10 Second Extension Agreement for Naramata May Pole Sculpture

115/2016

It was MOVED and SECONDED

THAT Council approve the request from the Regional District of Okanagan Similkameen and the Naramata Community School PAC/Centennial Committee to extend the term for displaying the May Pole Sculpture within the Front Street round-about to May 31, 2016; AND THAT Council authorize the Mayor and Corporate Officer to execute the Extension Agreement.

CARRIED UNANIMOUSLY

10. Correspondence

11. Committee and Board Reports

- 11.1 Downtown Revitalization Sub-Committee meeting of February 5, 2016

116/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Downtown Revitalization Sub-Committee meeting of February 5, 2016.

CARRIED UNANIMOUSLY

- 11.2 Arts, Creative & Cultural Innovations Committee meeting of February 11, 2016

117/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Arts, Creative & Cultural Innovations Committee meeting of February 11, 2016.

CARRIED UNANIMOUSLY

118/2016 **It was MOVED and SECONDED**
THAT Council not approve the installation of a replacement sign in Lakawanna Park recognizing the public art piece.

CARRIED

Councillors Sayeed, Watt, Sentes, Opposed

11.3 Transportation Advisory Committee meeting of February 16, 2016

119/2016 **It was MOVED and SECONDED**
THAT Council receive the minutes of the Transportation Advisory Committee meeting of February 16, 2016.

CARRIED UNANIMOUSLY

11.4 Heritage & Museum Committee meeting of February 18, 2016

120/2016 **It was MOVED and SECONDED**
THAT Council receive the minutes of the Heritage & Museum Committee meeting of February 18, 2016.

CARRIED UNANIMOUSLY

121/2016 **It was MOVED and SECONDED**
THAT Council direct staff to review properties within the City of Penticton that currently do not have any numbering or poorly visible numbering.

CARRIED UNANIMOUSLY

11.5 Penticton Creek Restoration Committee meeting of February 19, 2016

122/2016 **It was MOVED and SECONDED**
THAT Council receive the minutes of the Penticton Creek Restoration Committee meeting of February 19, 2016.

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

123/2016

It was MOVED and SECONDED

THAT Council adjourn the Regular Council meeting held on Monday, March 7, 2016 at 9:34 p.m.

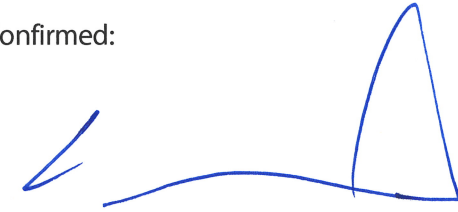
CARRIED UNANIMOUSLY

Certified correct:



Dana Schmidt
Corporate Officer

Confirmed:



Andrew Jakubeit
Mayor

