

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

Monday, March 21, 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: 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
Tina Lee, Communications Officer
Angie Collison, Deputy Corporate Officer

1. Call to Order

The Mayor called the Regular Council meeting to order at 8:49 p.m.

2. Introduction of Late Items

3. Adoption of Agenda

124/2016

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council meeting held on March 21, 2016 as presented.

CARRIED UNANIMOUSLY

4. Adoption of Minutes

4.1 Minutes of the March 7, 2016 Regular Council Meeting

125/2016

It was MOVED and SECONDED

THAT Council adopt the minutes of the March 7, 2016 Regular Council Meeting as presented.

CARRIED UNANIMOUSLY

5. Presentations

Mayor Jakubeit introduced Tina Lee, new Communications Officer for the City of Penticton.

6. Delegations

6.1 Petition – John Mueck

Re: Extension of Penticton Public Bus Service to Upper Wiltse Area

John Mueck, Armstrong Drive, asked Council to support the petition to provide bus service in the upper Wiltse Area.

7. Reconsideration of Bylaws and Permits

7.1 Bylaw Notice Enforcement Amendment Bylaw No. 2016-08

126/2016

It was MOVED and SECONDED

THAT Council adopt "Bylaw Notice Enforcement Amendment Bylaw No. 2016-08".

CARRIED UNANIMOUSLY

7.2 Zoning Amendment Bylaw No. 2016-09

Re: BC Wines in Grocery Stores

127/2016

It was MOVED and SECONDED

THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2016-09".

CARRIED

Councillors Watt, Sayeed, Sentes, Opposed

7.3 Fees and Charges Amendment Bylaw No. 2016-12

Re: Vending Fees

128/2016

It was MOVED and SECONDED

THAT Council adopt "Fees and Charges Amendment Bylaw No. 2016-12".

CARRIED UNANIMOUSLY

7.4 Zoning Amendment Bylaw No. 2016-13

Re: 812 Johnson Road

129/2016

It was MOVED and SECONDED

THAT Council deny reading "Zoning Amendment Bylaw No. 2016-13";

AND THAT Council close and abandon "Zoning Amendment Bylaw No. 2016-13".

CARRIED UNANIMOUSLY

8. Staff Reports

8.1 DP PL2016-7593 and DVP PL2016-7592

Re: 988 Lakeshore Drive West

Delegations/Submissions: Norman Goddard, architect was available to take questions.

130/2016

It was MOVED and SECONDED

THAT Council approve Development Permit PL2016-7593, for the construction of a new restaurant building for Lot 2, District Lot 3, Group 7, Similkameen Division Yale (Formerly Yale-Lytton) District, Plan 1897 located at 988 Lakeshore Drive West; AND THAT staff be directed to issue Development Permit PL2016-7593;

AND THAT Council approve a Development Variance Permit PL2016-7592 for Lot 2, District Lot 3, Group 7, Similkameen Division Yale (Formerly Yale-Lytton) District, Plan 1897 located at 988 Lakeshore Drive West, to reduce the interior side yard from 4.5m to 0m and reduce the minimum width of a landscape buffer along a highway from 3m to 0.3m; AND THAT staff be directed to issue Development Variance Permit PL2016-7592.

CARRIED UNANIMOUSLY

8.2 Facilities Master Plan
Re: Phase 2

131/2016

It was MOVED and SECONDED

THAT Council direct staff to begin work on Phase 2 of the Facilities Master Plan (FMP) as described in this Council Report, with a targeted completion date of December 31, 2016.

CARRIED UNANIMOUSLY

8.3 Multi-Material BC (MMBC) & Solid Waste Cart Update

132/2016

It was MOVED and SECONDED

THAT Council receives the Multi-Material BC & Solid Waste Cart Update & Recommendation report for information;

AND THAT Council amends the 2016 annual capital budget to add \$176,000 to CAP76000-001: Solid Waste - Cart Program from the MMBC Reserve account to address the updated costs of the solid waste cart collection program.

CARRIED UNANIMOUSLY

8.4 OCP Amendment Bylaw No. 2015-13 & Zoning Amendment Bylaw No. 2015-14
Re: Munson Mountain BMX – Update ALR response

133/2016

It was MOVED and SECONDED

THAT Council receive the decision from the Agricultural Land Commission (ALC), dated February 26, 2016, giving conditional support of the non-farm application for a BMX Track to be constructed at 630 Munson Mountain Road; AND THAT Council forward "OCP Amendment Bylaw No. 2015-13" and "Zoning Amendment Bylaw No. 2015-14" to the April 4, 2016 Public Hearing;

AND THAT staff proceed with grading and seeding of the arable remainder of the property and installation of the vegetative screening as per the conditional approval from the ALC, upon adoption of the bylaws;

AND FURTHER THAT the 2016 Budget be adjusted accordingly to include \$3,000 to the project budget for the vegetative buffer and grading and seeding of the remainder lands.

CARRIED UNANIMOUSLY

8.5 2016 Special Occasion Licence Applications – Exemption of hours

134/2016

It was MOVED and SECONDED

THAT Council, subject to the approval of the RCMP and Liquor Control and Licensing Branch, approve the Special Occasion (Beer/Wine Garden) Licenses for requested service hours beyond 10:00pm (22:00 hours) for Peach City Beach Cruise in Gyro Park until 11pm June 24 and 25 for beer gardens and for Challenge Penticton in Gyro Park until 11pm August 28 for a whole site licence.

CARRIED UNANIMOUSLY

8.6 Zoning Amendment Bylaw No. 2016-18
Re: 2959 Skaha Lake Road

135/2016

It was MOVED and SECONDED

THAT "Zoning Amendment Bylaw No. 2016-18", a bylaw to amend Zoning Bylaw 2011-23 for Lot 3, District Lot 116, Similkameen Division Yale District, Plan 33814, located at 2959 Skaha Lake Road, from CT1 (Tourist Commercial) to C4 (General Commercial), be given first reading and be forwarded to the April 4, 2016 Public Hearing.

CARRIED UNANIMOUSLY

8.7 Penticton Peach Festival Value-In-Kind Grant

136/2016

It was MOVED and SECONDED

THAT approve a \$5,000 increase for the Value-In-Kind portion of the annual grant to the Peach Festival.

CARRIED UNANIMOUSLY

8.8 Tax Rate Multiplier

137/2016

It was MOVED and SECONDED

THAT Council rescind resolutions 100/2005 and 71/2015 and approve the following tax ratios for 2016:

Class	Multiplier
Class 1 – Residential	1.000
Class 2 – Utilities	5.000
Class 3 – Supportive Housing	1.000
Class 4 – Major Industry	1.700
Class 5 – Light Industry	1.700
Class 6 – Business & Other	1.625
Class 7 – Managed Forest Land	1.625
Class 8 – Recreation/Non Profit	1.350
Class 9 – Farm	2.250

DEFEATED

Councillors Sayeed, Watt, Konanz, Martin, Picton, Opposed

138/2016

It was MOVED and SECONDED

THAT Council rescind resolution 100/2005 passed February 7, 2005 stating "THAT the staff memorandum dated January 4, 2005 regarding Tax Ratios be received; AND THAT the Tax Ratio be established based on the following percentages: Residential 72.23%, Utilities 1.20%, Light Industry 1.93%, Business & Other 24.21%, Recreation/Non Profit 0.23%, and Farm 0.20%";

AND THAT Council uphold resolution 71/2015 passed January 12, 2015 stating "THAT Council reduce the business class tax rate multiplier to 1.5 by equal increments over the next four years";

AND THAT Council approve the following tax ratios for 2016:

Class 1 Residential	1.000
Class 2 Utilities	5.000
Class 3 Supportive Housing	1.000
Class 4 Major Industry	1.580
Class 5 Light Industry	1.580
Class 6 Business & Other	1.580
Class 7 Managed Forest Land	1.580
Class 8 Recreation/Non Profit	1.350
Class 9 Farm	2.250;

AND THAT the City move other multipliers in incremental steps between 2016 and 2018 towards the average for the same classes for comparable local governments.

CARRIED

Mayor Jakubeit, Councillor Sentes, Opposed

9. Correspondence

10. Committee and Board Reports

10.1 Economic Development & Prosperity Task Force meeting of March 3, 2016

139/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Economic Development & Prosperity Task Force meeting of March 3, 2016.

CARRIED UNANIMOUSLY

10.2 Development Services Advisory Committee meeting of March 9, 2016

140/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Development Services Adviosry Committee meeting of March 9, 2016.

CARRIED UNANIMOUSLY

10.3 Community Sustainability Committee meeting of March 2, 2016

141/2016

It was MOVED and SECONDED

THAT Council receive the minutes of the Community Sustainability Committee meeting of March 2, 2016.

CARRIED UNANIMOUSLY

11. Notice of Motion

12. Other Business

13. RDOS Update

14. Business Arising from In-Camera

THAT Council appoint Ron Ramsey as the Chairperson for the Parks and Recreation Masterplan Steering Committee.

THAT WHEREAS the Parks and Recreation Master Plan Steering Committee has completed a detailed review of the RFP submissions;
AND WHEREAS the Parks and Recreation Master Plan Steering Committee has heard presentations from the short listed consultants;
AND WHEREAS Urban Systems Ltd was the highest ranked submission;
NOW THEREFORE be it resolved that the Parks and Recreation Master Plan Steering Committee recommends to Council that Urban Systems Ltd. be selected to undertake the Parks and Recreation Master Plan.

15. Media and Public Question Period

16. Adjournment

142/2016

It was MOVED and SECONDED

THAT Council adjourn the Regular Council meeting held on Monday, March 21, 2016 at 10:55 p.m.

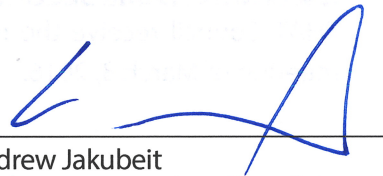
CARRIED UNANIMOUSLY

Certified correct:



Dana Schmidt
Corporate Officer

Confirmed:



Andrew Jakubeit
Mayor