

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

Tuesday, September 19, 2017
at 1:00 p.m.

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

Staff: Peter Weeber, Chief Administrative Officer (left at 2:29 p.m.)
Dana Schmidt, Corporate Officer
Mitch Moroziuk, General Manager of Infrastructure
Anthony Haddad, Director of Development Services
Jim Bauer, Chief Financial Officer
Angie Collison, Deputy Corporate Officer

1. **Call to Order**

The Mayor called the Regular Council meeting to order at 1:01 p.m.

2. **Introduction of Late Items**

Add item 8.1 – Correspondence – Greyhound Service in the Region

3. **Adoption of Agenda**

It was **MOVED** and **SECONDED**

THAT Council adopt the agenda for the Regular Council meeting held on September 19, 2017 as amended to include item 8.1 – Greyhound Service in the Region.

CARRIED UNANIMOUSLY

4. **Recess to Committee of the Whole**

Council recessed to a Committee of the Whole Meeting at 1:02 p.m.

5. **Reconvene the Regular Council Meeting**

Council reconvened the Regular Council Meeting at 1:12 p.m.

6. Adoption of Minutes:

6.1 Minutes of the September 5, 2017 Committee of the Whole

502/2017

It was MOVED and SECONDED

THAT Council receive the minutes of the September 5, 2017 Committee of the Whole as presented.

CARRIED UNANIMOUSLY

6.2 Minutes of the September 5, 2017 Public Hearing

503/2017

It was MOVED and SECONDED

THAT Council receive the minutes of the September 5, 2017 Public Hearing as presented.

CARRIED UNANIMOUSLY

6.3 Minutes of the September 5, 2017 Regular Council Meeting

504/2017

It was MOVED and SECONDED

THAT Council adopt the minutes of the September 5, 2017 Regular Council Meeting as presented.

CARRIED UNANIMOUSLY

7. Committee and Board Reports

7.1 Parks & Recreation Master Plan Steering Committee Minutes of August 10, 2017

505/2017

It was MOVED and SECONDED

THAT Council receive the minutes of the Parks & Recreation Master Plan Steering Committee meeting of August 10, 2017.

CARRIED UNANIMOUSLY

7.2 Transportation Advisory Committee Minutes of August 29, 2017

506/2017

It was MOVED and SECONDED

THAT Council receive the minutes of the Transportation Advisory Committee meeting of August 29, 2017.

CARRIED UNANIMOUSLY

7.3 Community Revitalization Select Committee Minutes of September 6, 2017

507/2017

It was MOVED and SECONDED

THAT Council receive the draft minutes of the Community Revitalization Select Committee meeting of September 6, 2017.

CARRIED UNANIMOUSLY

8. Correspondence

8.1 Late Item - Greyhound Service in the Region

It was MOVED and SECONDED

THAT Council send a letter to the board of Greyhound requesting a review of the reduction of Greyhound services in the region.

508/2017

It was MOVED and SECONDED

THAT Council defer sending a letter to the board of Greyhound requesting a review of the reduction of Greyhound services in the region to allow staff to gather further information and report back at the October 3, 2017 Regular Council meeting.

CARRIED
Councillor Sentes, Opposed

9. Staff Reports:

9.1 Skaha Bluffs Area Boundary Extension

Applicants Lorenzo Arcari and Trevor Johnson, introduced themselves to Council.

509/2017

It was MOVED and SECONDED

THAT Council direct staff to initiate the electoral approval process for the Skaha Bluffs Area Boundary Extension; AND THAT Council direct staff to employ the Alternative Approval Process, as defined in the *Community Charter*, Section 86, to obtain electoral approval for the Skaha Bluffs Area Boundary Extension.

CARRIED UNANIMOUSLY

9.2 Challenge Triathlon Agreement

510/2017

It was MOVED and SECONDED

THAT Council support the amendment of the City of Penticton's Challenge Triathlon agreement with MB Events to modify the triathlon brand;
AND THAT Council direct staff, upon receiving the legal assurances, amend the agreement and authorize the Mayor and Corporate Officer to execute the revised agreement.

CARRIED UNANIMOUSLY

9.3 EIZ Reports

Councillor Sayeed declared a conflict of interest and left the meeting at 1:55 p.m.

511/2017

It was MOVED and SECONDED

THAT Council enter into Revitalization Tax Exemption Agreements with the owners of the following ten properties:

- 553 Veas Drive
- 21 Lakeshore Drive
- 409 Ellis Street
- 225 Main Street
- 234 Main Street
- 331 Van Horne Street
- 325 Van Horne Street
- 340 Ellis Street
- 2060 Government Street
- 232 Rosetown Avenue

AND THAT the Mayor and Corporate Officer are directed to execute the "Revitalization Tax Exemption Agreements" on behalf of the City.

CARRIED UNANIMOUSLY

Councillor Sayeed returned to the meeting at 2:03 p.m.

9.4 Climate Action Reporting for 2016

David Kassian, Community Sustainability Coordinator and Blake Laven, Planning Manager provided Council with the 2016 Climate Action Revenue Incentive Public Report (CARIP) for information.

10. **Public Question Period**

11. **Recess to In-Camera Meeting**

512/2017

It was MOVED and SECONDED

THAT Council recess at 2:29 p.m. to a closed meeting of Council pursuant to the provisions of the *Community Charter* section 90 (1) as follows:

- (a) *personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;*
- (c) *labour relations or other employee relations;*
- (e) *the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure could reasonably be expected to harm the interests of the municipality;*
- (j) *information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the Freedom of Information and Protection of Privacy Act.*

CARRIED UNANIMOUSLY

12. **Reconvene the Regular Council Meeting following the Public Hearing at 6:00 p.m.**

Council reconvened the Regular Council Meeting at 6:15 p.m.

13. **Reconsideration of Bylaws and Permits**

- 13.1 Zoning Amendment Bylaw No. 2017-55
Development Variance Permit PL2017-7950
Re: 161 Bassett Street

513/2017

It was MOVED and SECONDED

THAT Council adopt "Zoning Amendment Bylaw No. 2017-55";

AND THAT Council approve "Development Variance Permit PL2017-7950" for 161 Bassett Street.

CARRIED UNANIMOUSLY

- 13.2 OCP Amendment Bylaw No. 2017-57
Zoning Amendment Bylaw No. 2017-58
Re: 68 & 76 Roy Avenue

514/2017

It was MOVED and SECONDED

THAT Council give second and third reading to "Official Community Plan Amendment Bylaw No. 2017-57";

AND THAT Council adopt "Official Community Plan Amendment Bylaw No. 2017-57".

CARRIED UNANIMOUSLY

515/2017 **It was MOVED and SECONDED**
THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2017-58".
CARRIED UNANIMOUSLY

13.3 Zoning Amendment Bylaw No. 2017-59
Re: 342 & 346 Van Horne Street

516/2017 **It was MOVED and SECONDED**
THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2017-59".
CARRIED UNANIMOUSLY

14. Land Matters

14.1 Development Variance Permit PL2017-8033
Re: 647 Okanagan Avenue E

Delegations/Submissions: nil

517/2017 **It was MOVED and SECONDED**
THAT Council approve "Development Variance Permit PL2017-8033" for Lot 4 District Lot 3821S Similkameen Division Yale District Plan 15261, located at 647 Okanagan Avenue East, a permit to reduce the minimum front yard from 6.0m to 1.5m; AND THAT staff be directed to issue "Development Variance Permit PL2017-8033."
CARRIED UNANIMOUSLY

14.2 Downtown Plan Status Update - Implementation

518/2017 **It was MOVED and SECONDED**
THAT Council receive this report for information, for an update as to the status of the Downtown Plan implementation.
CARRIED UNANIMOUSLY

14.3 Local Area Improvement Process
Re: 300 Block of Main Street

519/2017 **It was MOVED and SECONDED**
THAT "300 Block – Main Street Local Area Service Bylaw No. 2017-62", a Bylaw under Section 211(1)(b) of the Community Charter, to impose a local area service tax to offset the cost of street improvements on Main Street, be given first and second reading;
AND THAT, in accordance with Section 213 of the *Community Charter*, approval of the Bylaw be subject to a petition against the bylaw by property owners who would be subject to the bylaw;
AND THAT notice of Council's proposal to proceed with the local area service be carried out in accordance with Section 213 of the *Community Charter*;
AND FURTHER THAT once the 300 Block – Main Street Local Area Service Bylaw is complete, if supported by the landowners, this project be considered as part of the 2018 Budget process.
CARRIED
Councillor Konanz, Opposed

- 14.4 Zoning Amendment Bylaw No. 2017-63
Development Variance Permit PL2017-8026
Re: 295 Abbott Street

520/2017

It was MOVED and SECONDED

THAT "Zoning Amendment Bylaw No. 2017-63," a bylaw to rezone Lot A District Lot 202 Similkameen Division Yale District Plan KAP47803, located at 295 Abbott Street from RD2 (Duplex Housing: Lane) to RM3 (Medium Density Multiple Housing), be given first reading and forwarded to the October 3, 2017 Public Hearing;

THAT delegations and submissions for "Development Variance Permit PL2017-8026" for Lot A District Lot 202 Similkameen Division Yale District Plan KAP47803, located at 295 Abbott Street, a permit to reduce the minimum interior yard from 4.5m to 1.8m and to reduce the minimum exterior yard from 4.5m to 2.2m, be heard at the October 3, 2017 Public Hearing. AND THAT Council consider "DVP PL2017-8026" following the adoption of "Zoning Amendment Bylaw No. 2017-63."

THAT Council, subject to adoption of "Zoning Amendment Bylaw No. 2017-63," approve "Development Permit PL2017-8027" for Lot A District Lot 202 Similkameen Division Yale District Plan KAP47803, located at 295 Abbott Street, a permit that allows for the construction of a four-unit townhouse.

CARRIED UNANIMOUSLY

- 14.5 Zoning Amendment Bylaw No. 2017-64
Re: 168 Kirkpatrick Avenue

521/2017

It was MOVED and SECONDED

THAT "Zoning Amendment Bylaw No. 2017-64," being a bylaw to amend City of Penticton Zoning Bylaw No. 2017-08 by adding Section 10.1.3.7: "In the case of Lot 1 District Lot 116 SDYD Plan 19512 Except Plan 29643, located at 168 Kirkpatrick Avenue, a Bed and Breakfast Home shall be permitted," be given first reading and forwarded to the October 3, 2017 Public Hearing.

CARRIED UNANIMOUSLY

- 14.6 Development Permit PL2017-7955
Re: 259 Backstreet Boulevard

522/2017

It was MOVED and SECONDED

THAT Council approve DP PL2017-7955, a permit to allow for the construction of a four (4) storey building on Lot A District Lot 202, Similkameen Division Yale District, Plan KAP49910 located at 259 Backstreet Boulevard;

AND THAT Council accept compensation for the removal of two City trees and 2:1 replacement as per the City Tree Protection Bylaw No. 2011-26.

CARRIED UNANIMOUSLY

15. Notice of Motion

16. **Business Arising**

THAT Council consider the offer to purchase for 3807 and 3811 Skaha Lake Road;
AND THAT Council decline the offer to purchase 3807 and 3811 Skaha Lake Road;
AND THAT Council, in consideration of interest expressed in the purchase and development of the City owned property located at 3807 and 3811 Skaha Lake Road, direct Staff to consult and engage with the community on the future use of the property at 3807 and 3811 Skaha Lake Road.

17. **Council Round Table**

18. **Public Question Period**

19. **Adjournment**

523/2017

It was **MOVED** and **SECONDED**

THAT Council adjourn the Regular Council meeting held on Tuesday, September 19, 2017 at 7:46 p.m.

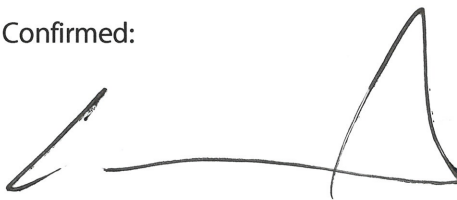
CARRIED UNANIMOUSLY

Certified correct:



Dana Schmidt
Corporate Officer

Confirmed:



Andrew Jakubeit
Mayor

