

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

Tuesday, December 18, 2018
at 1:00 p.m.

Present: Mayor Vassilaki
Councillor Bloomfield
Councillor Regehr
Councillor Robinson
Councillor Sentes
Councillor Watt

Absent: Councillor Kimberley

Staff: Laurie Darcus, Director of Corporate Services
Angie Collison, Corporate Officer
Jim Bauer, Chief Financial Officer
Anthony Haddad, Director of Development Services
Bregje Kozak, Director, Recreation and Facilities (left the meeting at 4:46 p.m.)
Caitlyn Anderson, Deputy Corporate Officer

1. Call to Order

The Mayor called the Regular Council Meeting to order at 1:02 p.m.

2. Introduction of Late Items

3. Adoption of Agenda

520/2018

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council Meeting held on December 18, 2018 as presented.

CARRIED UNANIMOUSLY

4. Recess to Committee of the Whole

Council recessed to a Committee of the Whole Meeting at 1:03 p.m.

5. Reconvene the Regular Council Meeting

Council reconvened the Regular Council Meeting at 3:15 p.m.

6. Adoption of Minutes:

6.1 Minutes of the December 4, 2018 Regular Meeting of Council

521/2018

It was MOVED and SECONDED

THAT Council adopt the minutes of the December 4, 2018 Regular Meeting of Council as presented.

CARRIED UNANIMOUSLY

7. Consent Agenda

522/2018

It was MOVED and SECONDED

THAT Council approve the Consent Agenda.

CARRIED UNANIMOUSLY

8. Committee and Board Reports

9. Correspondence

10. Staff Reports:

10.1 Snow and Ice Control Policy

523/2018

It was MOVED and SECONDED

THAT Council after full consideration, including budgetary restrictions, approve the revised Snow and Ice Control Policy as attached to the December 18, 2018 report titled "Snow and Ice Control Policy".

CARRIED UNANIMOUSLY

10.2 Consideration for Remedial Action – Pad 93 at 3245 Paris Street

Owner/Agent:

- Nil.

524/2018

It was MOVED and SECONDED

THAT Council consider this staff report, staff presentation, representations of owner(s) or their agent and, under the authority provided in section 73 of the Community Charter, declare that the mobile home located on Pad 93 at 3245 Paris Street within Whitewater Manufactured Home Park legally described as Lot 4 District Lots 189 and 372 Similkameen Division Yale District Plan 43502 Parcel Identifier 016-295-552 is in and creates an unsafe condition;

AND FURTHER THAT Council require remedial action requirements on the owner(s) of the mobile home located on Pad 93 at 3245 Paris Street legally described as Lot 4 District Lots 189 and 372 Similkameen Division Yale District Plan 43502 Parcel Identifier 016-295-552 with respect to Recommendation No. 1:

- To demolish the mobile home, remove the accessory shed and remove all related debris;

AND FURTHER THAT Council, pursuant to section 76 of the Community Charter, set the time limit for completing the remedial action requirements described in Recommendation No. 2 to be no later than 4:30 pm on January 31, 2019;

AND FURTHER THAT Council, pursuant to section 78 of the Community Charter, set the time limit for giving notice of a request for Council to reconsider the remedial action requirements described in Recommendation No. 2 to be no later than 4:30 pm on January 31, 2019; AND FURTHER THAT Council, under the authority provided in section 17 of the Community Charter, authorize staff to take all appropriate action to ensure the property is brought into compliance with all remedial action requirements described in Recommendation No. 2 provided that:

- The owner(s) of the mobile home have not fully completed all remedial action requirements on or before the time limit specified in this Council resolution; and all costs incurred by the City to bring the property into compliance are to be recovered from the owner(s) of the mobile home as a debt owed to the City.

CARRIED UNANIMOUSLY

10.3 Civic Address and Street Naming Bylaw No. 2018-51

525/2018

It was MOVED and SECONDED

THAT Council give first, second and third reading to "Civic Address and Street Naming Bylaw No. 2018-51", a bylaw that creates an orderly way to assign addresses to properties and buildings and to assign street names to new streets that reflect and enhance Penticton's cultural and natural history;

AND THAT Council approve the addition of the family name 'Robins' to the street name reserve list, acknowledging the historical contributions to the community of the Robins family, particularly Lois Robins a published poet and acknowledged community advocate and volunteer;

AND THAT Council approve the addition of the family name 'Richards' to the street name reserve list, acknowledging the historical contributions to the community of the Richards family, a five generation Penticton family representing private business, municipal service (firefighting) and strong connection to the 1950s Penticton Veeps.

**CARRIED
Councillor Sentes, Opposed**

It was MOVED NO Seconder

THAT Staff review the current state of the Street Name Reserve List and the inclusion of Aldermen.

10.4 Council Remuneration

Main Motion:

It was MOVED and SECONDED

THAT Council establish an External Compensation Advisory Task Force to investigate, review, develop and provide a report and recommendations of Council Remuneration addressing the following:

1. One-third (1/3) Tax Free Exemption;
2. Extended Health and Dental Benefits;
3. Compensation review – salary and per diems.

It was MOVED NO Seconder

THAT the report from the External Compensation Advisory Task Force be prepared and brought back to Council in September 2019.

Amendment:
526/2018 **It was MOVED and SECONDED**
THAT Council remove #2, the review of Extended Health and Dental Benefits from the External Compensation Advisory Task Force.
DEFEATED

527/2018 **It was MOVED and SECONDED**
THAT Council establish an External Compensation Advisory Task Force to investigate, review, develop and provide a report and recommendations of Council Remuneration addressing the following:
1. One-third (1/3) Tax Free Exemption;
2. Extended Health and Dental Benefits;
3. Compensation review – salary and per diems.
CARRIED UNANIMOUSLY

10.5 City Safety and Security Task Force – Council Liaison Appointments

528/2018 **It was MOVED and SECONDED**
THAT Council appoint Mayor Vassilaki, Councillors Robinson and Kimberley, and any other Council members as requested, to the City Safety and Security Task Force;
AND THAT Council appoint Mayor Vassilaki to the Peach Festival Society and Councillor Bloomfield to the Penticton Industrial Development Association as council liaisons for 2019 – 2022.
CARRIED UNANIMOUSLY

11. Public Question Period

12. Recess to Closed Meeting

529/2018 **It was MOVED and SECONDED**
THAT Council recess at 4:46 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;*
(f) *law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment.*
CARRIED UNANIMOUSLY

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

Council reconvened the Regular Council Meeting at 6:50 p.m.

14. Bylaws and Permits

Mayor Vassilaki declared a conflict of interest as he owns property on Main Street and left the meeting at 6:51 p.m.

Acting Mayor Sentes chaired the meeting.

14.1 Zoning Amendment Bylaw No. 2018-66
Re: Cannabis Retail

Main Motion:

It was MOVED and SECONDED

THAT Council give second reading to "Zoning Amendment Bylaw No. 2018-66".

Amendment:

530/2018

It was MOVED and SECONDED

THAT Council amend "Zoning Amendment Bylaw 2018-66" and remove cannabis retail stores are not permitted downtown on Main Street or Front Street.

CARRIED
Councillor Robinson, Opposed

Amendment:

531/2018

It was MOVED and SECONDED

THAT Council amend the bylaw to include cannabis retail stores as a permitted use in the C7 Service Commercial.

DEFEATED

Main Motion as Amended:

532/2018

It was MOVED and SECONDED

THAT Council give second reading as amended to "Zoning Amendment Bylaw 2018-66".

CARRIED
Councillor Robinson, Opposed

533/2018

It was MOVED and SECONDED

THAT Council amend the Cannabis Retail Stores Policy and extend the application priority date from January 1, 2019 to February 1, 2019.

CARRIED UNANIMOUSLY

14.2 Business Licence Amendment Bylaw No. 2018-67
Re: Cannabis Retail

534/2018

It was MOVED and SECONDED

THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2018-67".

CARRIED UNANIMOUSLY

Mayor Vassilaki returned to the meeting at 7:29 p.m.

14.3 Zoning Amendment Bylaw No. 2018-81
Re: 310 Comox Street

535/2018

It was MOVED and SECONDED

THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2018-81".

CARRIED UNANIMOUSLY

14.4 2018-2022 Five Year Financial Plan Amendment Bylaw No. 2018-80

536/2018

It was MOVED and SECONDED

THAT Council adopt "Zoning Amendment Bylaw No. 2018-80".

CARRIED UNANIMOUSLY

14.5 Zoning Amendment Bylaw 2018-64

Re: 337 Hastings Avenue

537/2018

It was MOVED and SECONDED

THAT Council adopt "Zoning Amendment Bylaw No. 2018-64";

AND approve "Development Variance Permit PL2018-8313."

CARRIED UNANIMOUSLY

15. Land Matters

Mayor Vassilaki declared a conflict of interest at 7:34 p.m. for both item 15.1 and item 15.2. Mayor Vassilaki owns businesses with Liquor Licences and lives in the neighbourhood of Lakeside Road.

Acting Mayor Sentes chaired the meeting.

15.1 Liquor Primary Licence – Senior's Drop-In Centre

Re: 2965 South Main Street

Delegations/Submissions:

- Karl Crosby, South Main Street, member of the Seniors Drop-In Centre, spoke in support of the application.

538/2018

It was MOVED and SECONDED

THAT Council recommend to the Liquor and Cannabis Regulation Branch (LCRB) that it support the Liquor Primary License application, for the Penticton Seniors Drop-In Centre Society, located at 2965 South Main Street, with hours of Liquor Primary service from 2:00 pm to 11:00 pm, Sunday to Saturday.

CARRIED UNANIMOUSLY

15.2 Development Variance Permit PL2018-8406

Re: 4041 Lakeside Road

Delegations/Submissions:

- Kim Larson, owner of All Elements Construction, able to offer assistance about the property.

539/2018

It was MOVED and SECONDED

THAT Council approve "Development Variance Permit PL2018-8406" for Lot 23 Block 209 District Lot 190 Similkameen Division Yale District Plan 466, located at 4041 Lakeside Road, a permit to decrease the minimum interior yard of a principal building from 1.5m to 1.0m; AND THAT staff be directed to issue "Development Variance Permit PL2018-8406."

**CARRIED
Councillor Sentes, Opposed**

Mayor Vassilaki returned to the meeting at 7:53 p.m.

- 16. Notice of Motion
- 17. Business Arising
- 18. Council Round Table
- 19. Public Question Period
- 20. Adjournment

540/2018

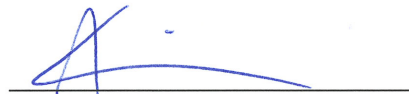
It was MOVED and SECONDED

THAT Council adjourn the Regular Council meeting held on Tuesday, December 18, 2018 at 8:08 p.m.

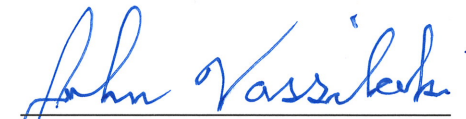
CARRIED UNANIMOUSLY

Certified correct:

Confirmed:



Angie Collison
Corporate Officer



John Vassilaki
Mayor

