



Minutes

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Regular Council Meeting¹
held at City of Penticton Council Chambers
171 Main Street, Penticton, B.C.

Tuesday, August 18, 2020
at 1:00 p.m.

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

Regrets: Councillor Kimberley

Staff: Donny van Dyk, Chief Administrative Officer
Angie Collison, Corporate Officer
Jim Bauer, Chief Financial Officer
Blake Laven, Director of Development Services
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

It was MOVED and SECONDED

244/2020 THAT Council adopt the agenda for the Regular Council Meeting held on August 18, 2020 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 1:27 p.m.

¹ In accordance with the Province of BC Ministerial Order No. M192, the Council of the City of Penticton is participating in the meeting without public attendance.

6. Adoption of Minutes:

6.1 Minutes of the July 21, 2020 Regular Meeting of Council

245/2020

It was MOVED and SECONDED

THAT Council adopt the minutes of the July 21, 2020 Regular Meeting of Council as amended.

CARRIED UNANIMOUSLY

6.2 Minutes of the July 23, 2020 Special Meeting of Council

246/2020

It was MOVED and SECONDED

THAT Council adopt the minutes of the July 23, 2020 Special Meeting of Council as presented.

CARRIED UNANIMOUSLY

7. Consent Agenda:

247/2020

It was MOVED and SECONDED

THAT Council approve the Consent Agenda:

1. Minutes of the July 21, 2020 Committee of the Whole Meeting;
2. Minutes of the July 21, 2020 Public Hearing Meeting;
3. Community Sustainability Advisory Committee Meeting Draft Minutes of July 22, 2020;
4. Agriculture Advisory Committee Meeting Draft Minutes of July 22, 2020;
5. Release of Items from Closed Meeting:

THAT Council appoint Kaeloni Jack to the Penticton and Ellis Creek Restoration Select Committee.

THAT Council direct staff to commence an expression of interest for the disposition of 903 Vernon Avenue and development of a hotel on the property.

CARRIED UNANIMOUSLY

8. Committee and Board Recommendations

9. Correspondence:

- 9.1 Petition - Remove the Bylaw parking spaces in the 200 block of Main Street
DPA Board of Directors and the 200 Block Business Owners

248/2020

It was MOVED and SECONDED

THAT Council receive into the record the petition dated July 16, 2020 forward from the DPA Board of Directors on behalf of the 200 Block Business Owners requesting the removal of one or both of the bylaw parking spaces on the 200 block of Main Street.

CARRIED UNANIMOUSLY

10. Staff Reports:

- 10.1 Section 57 Notice on Title - Contraventions against the Building Bylaw
Re: 1165 Kilwinning Street

Owner/Representative: Was not in attendance.

249/2020

It was MOVED and SECONDED

THAT Council resolve to place a Notice on Title under Section 57 of the Community Charter with respect to contravention of the City of Penticton Building Bylaw No. 2018-01 on Lot 77, District Lot 249 SDYD, Plan 1159, located at 1165 Kilwinning Street (the Property), stating the following:

“Failure to extend a building permit, or cease work and remove construction, which is a violation of City of Penticton Building Bylaw No.2018-01.
Further information about it may be inspected at the municipal hall.”

CARRIED UNANIMOUSLY

10.2 Long Term Rental Residential Study and Recommendations

Lauren Miller, Executive Vice-President, MDB Insight (via Zoom)

250/2020

It was MOVED and SECONDED

THAT Council receive the report “Long Term Rental Residential Study Phase I – Research Report (August 2020)” from MDB Insight into the record with no further action by staff.

DEFEATED

251/2020

It was MOVED and SECONDED

THAT Council receive the report “Long Term Rental Residential Study Phase I – Research Report (August 2020)” from MDB Insight into the record;

AND THAT Council direct staff to proceed with Phase 02 of the project initiating public and stakeholder engagement to consider options to establishing a Rental Maintenance Standards Bylaw and expand the residential business licence requirements to include rental homes.

CARRIED UNANIMOUSLY

10.3 Development Variance Permit PL2020-8713

Re: 915 Hull Street

Owner/Representative: Rick Allercott, owner, doesn’t want to change the look of the neighbourhood. Hasn’t been any development in the neighbourhood for many years and all the properties are single family, future of the neighbourhood in the Official Community Plan is single family. Looking to move up there in the future. Not willing to change the neighbourhood to include sidewalks.

252/2020

It was MOVED and SECONDED

THAT Council deny “Development Variance Permit PL2020-8713” for Lot 3, District Lot 249, Similkameen Division Yale District, Plan 6963, located at 915 Hull Street, a permit to vary Section 6.3.1 of Subdivision and Development Bylaw 2004-81, waiving the requirement to install curb, gutter and sidewalk infrastructure and paving the rear lane.

**CARRIED
Councillor Sentes, Opposed**

10.4 Irrigation, Sewer and Water Amendment Bylaw No. 2020-25

253/2020

It was MOVED and SECONDED

THAT Council give first, second and third reading to “Irrigation, Sewer and Water Amendment Bylaw No. 2020-25” a bylaw to amend “Irrigation, Sewer and Water Bylaw No. 2005-02” to revise how agricultural water, raw water, treated water and treated effluent may be restricted to better address drought conditions;

AND THAT Council give first, second and third reading to "Municipal Ticketing Information Amendment Bylaw No. 2020-29" a bylaw to amend "Municipal Ticketing Information Bylaw No. 2012-5021" to revise wording and bylaw sections from the amendment of Bylaw 2005-02;

AND THAT Council give first, second and third reading to "Bylaw Notice Enforcement Amendment Bylaw No. 2020-30" a bylaw to amend "Bylaw Notice Enforcement Bylaw No. 2012-5037" to revise wording and bylaw sections from the amendment of Bylaw 2005-02.

CARRIED UNANIMOUSLY

10.5 Municipal Grants Policies

254/2020

It was MOVED and SECONDED

THAT Council approve Municipal Grants Policy CP#2020-02, replacing Municipal Grants Policy dated July 16, 2019;

AND THAT Council approve Chief Administrative Officer Grant Approval Policy CP#2020-03, replacing the City Manager Grant Approval Policy dated June 20, 2011;

AND THAT Council approve Municipal Special Events Grants Policy CP#2020-04.

CARRIED UNANIMOUSLY

Council recessed the meeting at 3:10 p.m. and reconvened at 3:27 p.m.

10.6 Christmas Closure 2020 to 2023

255/2020

It was MOVED and SECONDED

THAT Council approve Christmas Closure Policy CP#2020-01 that proposes to close City of Penticton offices December 24 to the first business day following New Year's Day in years 2020 to 2023.

CARRIED UNANIMOUSLY

10.7 Metered parking expansion public survey results and options for moving forward

256/2020

It was MOVED and SECONDED

THAT Council receive the results of the 'pay parking survey' into the record.

CARRIED UNANIMOUSLY

257/2020

It was MOVED and SECONDED

THAT Council support moving forward with detailed financial analysis based on the expansion of the metered parking program throughout the commercial downtown, to begin in 2021.

CARRIED UNANIMOUSLY

258/2020

It was MOVED and SECONDED

THAT Council support moving forward with a detailed financial analysis based on a rate structure of \$2 per hour and a \$10 daily rate (not including downtown on-street parking).

CARRIED UNANIMOUSLY

259/2020

It was MOVED and SECONDED

THAT Council direct staff to review residential parking program and return to an upcoming meeting with details and adjustments to the Fees and Charges Bylaw for resident only parking.

DEFEATED

Councillors Regehr, Sentes, and Watt, Opposed

260/2020

It was MOVED and SECONDED

THAT Council defer a decision on metered parking at the South Okanagan Event Centre Complex to a later date when more certainty around the facility is known.

CARRIED

Mayor Vassilaki, Opposed

261/2020

It was MOVED and SECONDED

THAT the parking financial analysis be presented back to Council in time for inclusion into the 2021 budget.

CARRIED UNANIMOUSLY

10.8 Development Variance Permit PL2020-8783
Re: 102 Andrew Place

262/2020

It was MOVED and SECONDED

THAT Council approve "Development Variance Permit PL2020-8783" for Lot 13 District Lot 188 Similkameen Division Yale District Plan 24943, located at 102 Andrew Place, a permit to vary Zoning Bylaw Section 10.1.2.5, to reduce the minimum front yard setback from 6.0 m to 3.33 m;

AND THAT Council direct staff to issue "Development Variance Permit PL2020-8783".

CARRIED

Councillor Regehr, Opposed

10.9 Zoning Amendment Bylaw No. 2020-33
Re: 425 Douglas Avenue

263/2020

It was MOVED and SECONDED

THAT "Zoning Amendment Bylaw No. 2020-33", a bylaw to rezone Lot 2 District Lot 1 Group 7 Similkameen Division Yale (Formerly Yale-Lytton) District Plan 6549, located at 425 Douglas Avenue, from R2 (Small Lot Residential) to RD2 (Duplex Housing; Lane), be given first reading and be forwarded to the September 1, 2020 Public Hearing at 6:00 p.m.

CARRIED UNANIMOUSLY

10.10 Zoning Amendment Bylaw No. 2020-34
Development Variance Permit PL2020-8803
Re: 2644 South Main Street

264/2020

It was MOVED and SECONDED

THAT "Zoning Amendment Bylaw No. 2020-34", a bylaw to rezone Lot 7 District Lot 251 Similkameen Division Yale District Plan 6116 Except Plan M13211, located at 2644 South Main Street from R1 (Large Lot Residential) to RM2 (Low Density Multiple Housing), be given first reading and be forwarded to the September 1, 2020 Public Hearing at 6:30 p.m.;

AND THAT prior to adoption of "Zoning Amendment Bylaw No. 2020-34", a road dedication of 0.8m along the South Main Street frontage be registered with the Land Title Office; AND THAT Council, subject to adoption of "Zoning Amendment Bylaw No. 2020-34", consider "Development Variance Permit PL2020-8803" for 2644 South Main Street, a permit to vary Zoning Bylaw Section 10.8.2.9 to reduce the rear yard setback from 6.0m to 5.2m.

CARRIED UNANIMOUSLY

10.11 Penticton Art Gallery Society – 5 Year Lease
Re: 199 Marina Way

265/2020

It was MOVED and SECONDED

THAT Council approve the five (5) year nominal lease agreement with the Penticton Art Gallery Society, located at 199 Marina Way;
AND THAT the disposition of City lands be advertised pursuant to Section 26 of the *Community Charter*;
AND THAT the Mayor and Corporate Officer be directed to execute the lease agreement on behalf of the City.

CARRIED UNANIMOUSLY

10.12 2020 Tax Sale Deferral Bylaw No. 2020-32

266/2020

It was MOVED and SECONDED

THAT Council give first, second and third reading to "2020 Tax Sale Deferral Bylaw No. 2020-32", a bylaw that defers the 2020 Tax Sale date from September 28, 2020 to September 27, 2021;
AND THAT Council adopt "2020 Tax Sale Deferral Bylaw No. 2020-32".

CARRIED UNANIMOUSLY

11. Bylaws and Permits

12. Land Matters

13. Notice of Motion:

13.1 From Councillor Watts/Councillor Sentes on July 23, 2020:

267/2020

It was MOVED and SECONDED

THAT Council send a letter to the province requesting that they contribute funding for municipal bylaw officers assisting with compliance of public health orders and the physical distancing recommendations.

CARRIED UNANIMOUSLY

14. Business Arising

268/2020

It was MOVED and SECONDED

THAT Council direct staff to work with the Penticton Safety Village to establish a three year licence to use for the use of 490 Edmonton Avenue and return to Council for final approval.

CARRIED UNANIMOUSLY

- 15. Council Round Table
- 16. Public Question Period
- 17. Adjournment to a Closed Meeting:

269/2020

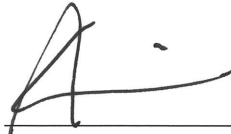
It was MOVED and SECONDED

THAT Council adjourn at 5:44 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;
- (g) litigation or potential litigation affecting the municipality.

CARRIED UNANIMOUSLY

Certified correct:



Angie Collison
Corporate Officer

Confirmed:



for

John Vassilaki
Mayor