

Electronic Regular Council Meeting¹

held via Zoom City of Penticton
171 Main Street, Penticton, B.C.

Tuesday, February 16, 2021
at 1:00 p.m.

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

Staff via Zoom: Donny van Dyk, Chief Administrative Officer
Angie Collison, Corporate Officer
Jim Bauer, CFO/ General Manager, Finance & Administration
Blake Laven, Director of Development Services
Anthony Haddad, General Manager, Community Services
Kristen Dixon, General Manager of Infrastructure
Cheryl Hardisty, Senior Executive Assistant
Caitlyn Anderson, Deputy Corporate Officer

1. Call to Order

The Mayor called the Regular Council Meeting to order at 1:00 p.m.

2. Introduction of Late Items

3. Adoption of Agenda

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council Meeting held on February 16, 2021 as presented.

CARRIED UNANIMOUSLY

4. Recess to Committee of the Whole

Council recessed to a Committee of the Whole Meeting at 1:01 p.m.

5. Reconvene the Regular Council Meeting

Council reconvened the Regular Council Meeting at 2:03 p.m.

48/2021

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 February 2, 2021 Regular Meeting of Council

49/2021

It was MOVED and SECONDED

THAT Council adopt the minutes of the February 2, 2021 Regular Meeting of Council as presented.

CARRIED UNANIMOUSLY

7. Consent Agenda:

50/2021

It was MOVED and SECONDED

THAT Council approve the Consent Agenda:

1. Minutes of the February 1, 2021 Public Hearings;
2. Minutes of the February 2, 2021 Committee of the Whole Meeting;
3. Safety and Security Advisory Committee Meeting Draft Minutes of February 1, 2021;
4. Economic Prosperity and Development Services Advisory Committee Meeting Draft Minutes of February 5, 2021;
5. Release of Items from Closed Meeting:

THAT Council appoint Marc Tougas to the Parks and Recreation Advisory Committee;
AND THAT Council appoint Blake Allen to the Heritage and Museum Advisory Committee.

CARRIED UNANIMOUSLY

8. Committee and Board Recommendations

9. Correspondence

10. Staff Reports:

Council recessed the meeting at 2:15p.m. and reconvened at 2:25 p.m.

10.1 Official Community Plan Amendment Bylaw No. 2021-05

Zoning Amendment Bylaw No. 2021-06

Re: 1050 Spiller Road

51/2021

It was MOVED and SECONDED

THAT Council deny first reading of "Official Community Plan Amendment Bylaw No. 2021-05" and "Zoning Amendment Bylaw No. 2021-06".

CARRIED UNANIMOUSLY

10.2 Zoning Amendment Bylaw No. 2021-07

Re: 780 Westminster Avenue East

52/2021

It was MOVED and SECONDED

THAT Council give first reading to "Zoning Amendment Bylaw No. 2021-07", a bylaw to rezone Lot 3 District Lot 188 Similkameen Division Yale District Plan 7640, located at 780 Westminster Avenue East, from R1 (Large Lot Residential) zone to R2 (Small Lot Residential) zone in order to facilitate a 2-lot subdivision;

AND THAT Council forward "Zoning Amendment Bylaw No. 2021-07" to the March 1, 2021 Public Hearing.

CARRIED UNANIMOUSLY

10.3 Official Community Plan Amendment Bylaw No. 2021-08
Zoning Amendment Bylaw No. 2021-09
Re: 1830 Ridgedale Avenue

53/2021

It was MOVED and SECONDED

THAT prior to consideration of "Official Community Plan Amendment Bylaw No. 2021-08" and in accordance with Section 475 of the Local Government Act, Council consider whether early and on-going consultation, in addition to the required Public Hearing, is necessary with:

1. One or more persons, organizations or authorities;
2. The Regional District of Okanagan Similkameen;
3. Local First Nations;
4. School District #67;
5. The provincial or federal government and their agencies.

AND THAT it is determined that the consultations conducted to date is sufficient;

AND THAT Council give first reading to "Official Community Plan Amendment Bylaw No. 2021-08", a bylaw that amends Map 1: Future Land Use of Official Community Plan Bylaw No. 2019-08, by amending the 'Detached Residential', Urban Residential', and 'Parks' future land use designations for Lot 1 District Lot 2710 Similkameen Division Yale District Plan 21103 Except Plan EPP74844, located at 1830 Ridgedale Avenue and known as Phase 2 of The Ridge subdivision;

AND THAT Council give first reading to "Zoning Amendment Bylaw No. 2021-09", a bylaw to amend the 'R1 (Large Lot Residential)', 'RM3 (Medium Density Multiple Housing)', and 'P2 (Parks and Recreation)' zoning for Lot 1 District Lot 2710 Similkameen Division Yale District Plan 21103 Except Plan EPP74844, located at 1830 Ridgedale Avenue and known as Phase 2 of The Ridge subdivision;

AND THAT Council forward "Official Community Plan Amendment Bylaw No. 2021-08" and "Zoning Amendment Bylaw No. 2021-09" to the March 1, 2021 Public Hearing.

CARRIED UNANIMOUSLY

10.4 Review of draft Skaha Lake Park East Plan and next round of engagement

54/2021

It was MOVED and SECONDED

THAT Council direct staff to proceed with the third phase of engagement in the development of the Skaha Lake Park East Plan and consult the community on the Draft Plan, that builds on Concept A (which focuses on the balance of the uses that exist today) with a number of variations/additional options identified through the previous phase of engagement;

AND THAT Council direct staff to complete the evaluation and analysis of the legal processes and financial implications of the option for a long-term lease for the marina building and moorage and prepare the necessary materials to further pursue the assent of the electors in accordance with the Park Dedication Bylaw 2018-37 and Park Land Protection and Use Policy for Council's consideration as part of the upcoming by-election.

CARRIED UNANIMOUSLY

10.5 Request for Proposal – Skaha East Concession
3885 South Main Street

55/2021

It was MOVED and SECONDED

THAT Council receive into the record the report titled “Request for Proposal – Skaha East Concession” dated February 16, 2021, a report that introduces a request for proposal for the use of 3885 South Main Street (Skaha East Concession) for the operation of a food concession for a three year term;
AND THAT Council refer the request for proposal to the Parks and Recreation Advisory Committee for their review and recommendation.

CARRIED UNANIMOUSLY

56/2021

It was MOVED and SECONDED

THAT the Request for Proposal for the Skaha East Concession, which is being considered by the Parks and Recreation Advisory Committee, include the consideration of the sale of liquor.

CARRIED
Mayor Vassilaki, Opposed

10.6 License to Use Agreement for Thomas Callin Fine Foods Ltd.
Re: Boulevard adjacent to 202 Main Street

57/2021

It was MOVED and SECONDED

THAT Council approve the 5-year non-exclusive License to Use agreement with Thomas Callin Fine Foods Ltd. for the use of the boulevard area adjacent to 202 Main Street for the purpose of providing an outdoor seating and eating area for customers at an annual rate of \$4,400 per year plus GST and annual CPI adjustments;
AND THAT Council authorize Mayor and Corporate Officer to execute the License to Use agreement.

CARRIED UNANIMOUSLY

10.7 Gates for the 200 Block Main Street Breezeway

58/2021

It was MOVED and SECONDED

THAT Council direct staff to install decorative and secure gates on the 200 Block breezeway to be closed overnight;
AND THAT the procurement and installation of the gates be funded from the Capital reserve and the Financial Plan is to be amended accordingly.

CARRIED UNANIMOUSLY

10.8 North Gateway Redevelopment & Investment Strategy

59/2021

It was MOVED and SECONDED

THAT Council receive into the record the report dated February 16, 2021 titled “North Gateway Redevelopment & Investment Strategy”;
AND THAT Council endorse the commencement of the North Gateway Redevelopment & Investment Strategy.

CARRIED UNANIMOUSLY

10.9 Resolution for 2021 SILGA Convention

60/2021

It was MOVED and SECONDED

THAT Council submit the following resolution regarding off-site tasting rooms for consideration at the 2021 Southern Interior Local Government Association (SILGA) Convention:

WHEREAS BC wineries and liquor manufacturers are not able to sell their products at an owner-operated secondary or offsite location; in particular land-based wineries are required to locate their tasting room and retail facility at their manufacturing establishment, which in turn must be located on the agricultural land where their vineyard is located; and commercial wineries may locate their tasting room and retail facility in a town or city only if their manufacturing facility is located on the same property;

AND WHEREAS allowing BC wineries and liquor manufacturers to establish off-site tasting rooms and retail facilities would attract visitors who are increasingly interested in regional, craft and artisanal products to communities around the province, creating significant economic development opportunities for smaller rural communities and limiting pressure on the development of agricultural land for non-agricultural uses;

THEREFORE BE IT RESOLVED THAT the British Columbia Ministry of Public Safety and Solicitor General be requested to revise Division 5 of the B.C. Liquor Control and Licensing Regulation (dealing with Manufacturer's Licenses) and the Manufacturer License Terms and Conditions such that manufacturers may apply to establish a tasting room and retail facility off-site, either on an individual basis or in concert with one or more other manufacturers; together with associated lounge, patio and picnic-area endorsements.

CARRIED UNANIMOUSLY

11. Bylaws and Permits

12. Notice of Motion:

12.1 Notice of Motion introduced by Councillor Regehr on February 2, 2021
Re: Regional District Overhead Costs

61/2021

It was MOVED and SECONDED

THAT Council direct staff to arrange a review of current overhead allocation practices of Regional District of Okanagan-Similkameen and report back to Council on their impacts to taxpayers;

AND THAT staff prepare a proposed policy position regarding regional district overhead costs and report back to Council by June 2021 for Council's consideration.

CARRIED
Councillor Sentes, Opposed

12.2 Notice of Motion introduced by Councillor Bloomfield on February 2, 2021
Re: Shelter Spaces

62/2021

It was MOVED and SECONDED

WHEREAS the City of Penticton has been a willing partner in housing the homeless, but continues to be asked for more;

WHEREAS the level of homelessness continues to escalate despite the building of new housing units for those in need;

WHEREAS there may be an element of transient people coming to Penticton in the hope of finding housing;
THEREFORE BE IT RESOLVED THAT the City of Penticton shall convey to the various agencies involved in providing shelter to the homeless a request to prioritize shelter spaces to Indigenous and First Nations and those people who have resided in Penticton for more than one year.

CARRIED
Councillors Robinson and Sentes, Opposed

12.3 Mayor Vassilaki read into the record the following Notice of Motion for consideration at the March 2, 2021 Regular Meeting of Council:

THAT Council direct staff to bring back a report in April 2021 with details and funding options for additional community safety officers, within Bylaw Services, that would cover the hours from 6 am – 11 pm, 7 days a week, to strengthen the City's response to the social and safety challenges the City is currently facing.

13. Business Arising

13.1 From February 16, 2021 Committee of the Whole Item 3.3 After Hours Veterinary Care

63/2021

It was MOVED and SECONDED

THAT Council send a letter to the College of Veterinarians BC encouraging after hour emergency pet care in Penticton.

CARRIED UNANIMOUSLY

14. Council Round Table

15. Public Question Period

16. Adjournment to a Closed Meeting:

64/2021

It was MOVED and SECONDED

THAT Council adjourn at 5:37 p.m. to a closed meeting of Council pursuant to the provisions of the *Community Charter* as follows:

Section 90 (1) (c) labour relations or other employee relations.

CARRIED UNANIMOUSLY

Certified correct:



Angie Collison
Corporate Officer

Confirmed:


John Vassilaki
Mayor