

Electronic Regular Council Meeting¹

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

Tuesday, June 15, 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
Ian Chapman, Acting General Manager, Infrastructure
Cheryl Hardisty, Senior Executive Assistant
John Schappert, Legislative Assistant

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

195/2021

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council Meeting held on June 15, 2021 as presented.

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 1:57 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 June 1, 2021 Regular Meeting of Council

196/2021

It was MOVED and SECONDED

THAT Council adopt the minutes of the June 1, 2021 Regular Meeting of Council as presented.

CARRIED UNANIMOUSLY

7. Consent Agenda:

197/2021

It was MOVED and SECONDED

THAT Council approve the Consent Agenda:

1. Minutes of the May 31, 2021 Public Hearings;
2. Minutes of the June 1, 2021 Committee of the Whole Meeting;
3. Special Community Sustainability Advisory Committee Meeting Draft Minutes of June 2, 2021;
4. Release of Items from Closed Meeting:
THAT Council accept the resignation of Connie Redknap from the Library Board;
AND THAT Council appoint Lynda Lock to the Library Board for the term ending 2021.

CARRIED UNANIMOUSLY

8. Committee and Board Recommendations

9. Correspondence

10. Staff Reports:

10.1 Development Variance Permit PL2021-8995
Re: 989 Kilwinning Street

198/2021

It was MOVED and SECONDED

THAT Council deny "Development Variance Permit PL2021-8995" for Lot 60 District Lot 249 Similkameen Division Yale District Plan 1159, located at 989 Kilwinning Street, a permit to vary Section 8.2.3.4 of Zoning Bylaw No. 2017-08 to reduce the rear yard setback for a carriage house from 1.5m to 0.0m and to reduce the interior side yard setback for a carriage house from 1.5m to 0.7m, in order to legalize an unpermitted carriage house on the subject property.

CARRIED UNANIMOUSLY

10.2 Activate Penticton – Downtown Ice Rink

Drew Barnes, Activate Penticton, provided Council with an update on the road map and timeline for the public skating rink project.

199/2021

It was MOVED and SECONDED

THAT Council support the Activate Penticton Society's proposal for an outdoor ice rink located at 107 Main Street;

AND THAT Council direct staff to develop an Agreement and Licence to Use between the City of Penticton and Activate Penticton Society for the use of the lands at 107 Main Street and the operations and maintenance of the rink.

THAT Council approve the sale of the City's upcoming replacement of ice resurfacers, unit 336, to the Activate Penticton Society for \$18,000.

THAT Council direct staff to submit an application for grant funding for landscaping, lighting, bike lockers, benches, and new parking design for the ice rink facility through the Canada Healthy Communities Initiative;

AND THAT should it be required, staff be directed to bring back a budget amendment for the City contribution to infrastructure upgrades required to accommodate the rink.

CARRIED UNANIMOUSLY

10.3 2020 Annual Report

200/2021

It was MOVED and SECONDED

THAT Council receive into the record the 2020 Annual Report as circulated.

CARRIED UNANIMOUSLY

10.4 Recreation & Culture Service Update

201/2021

It was MOVED and SECONDED

THAT Council receive into the record the report and accompanying presentation titled "Recreation & Culture Service Update" dated June 15, 2021.

CARRIED UNANIMOUSLY

10.5 North Gateway Redevelopment & Investment Strategy - Vision and Process Update

202/2021

It was MOVED and SECONDED

THAT Council receive into the record the report dated June 15, 2021 titled "North Gateway Redevelopment & Investment Strategy – Vision & Process Update".

CARRIED UNANIMOUSLY

Council recessed the meeting at 3:05 p.m. and reconvened at 3:15 p.m.

10.6 Emotive Clean Transportation Targets and Planning Pilot Funding Program

203/2021

It was MOVED and SECONDED

THAT Council direct staff to submit an application to the Emotive Clean Transportation Targets and Planning Pilot Funding Program for the amount of \$20,000 for the purpose of developing clean transportation targets, plans, and policies for incorporation into the new Community Energy and Emissions Plan.

CARRIED UNANIMOUSLY

10.7 Cannabis Retail Sales Policy – Two Year Review

204/2021

It was MOVED and SECONDED

THAT Council endorse the review process for the Cannabis Retail Sales Policy as outlined in the report dated June 15, 2021 titled "Cannabis Retail Sales Policy – Two Year Review".

CARRIED UNANIMOUSLY

205/2021

It was MOVED and SECONDED

THAT Council allow for the temporary extension of hours of operation of cannabis retail to 11pm while the Cannabis Retail Sales Policy review is underway.

CARRIED UNANIMOUSLY

Mayor Vassilaki declared a conflict of interest and left the meeting at 3:38 p.m. as his family owns a business that sells liquor. Deputy Mayor Sentes chaired the meeting.

10.8 Liquor and Licensing Policy

206/2021

It was MOVED and SECONDED

THAT Council approve the City's new Liquor and Licensing Policy CP#2021-03.

CARRIED UNANIMOUSLY

Mayor Vassilaki returned to the meeting at 4:01 p.m.

10.9 Development of a Public Parking Lot at 150 Crow Place

207/2021

It was MOVED and SECONDED

THAT Council direct staff to design and construct a carpark with approximately 90 spaces at 150 Crow Place based on the Option 2 design as outlined in Attachment B to the report titled "Development of a Public Parking lot at 150 Crow Place" at a cost of \$179,000 funded from the General Capital Reserve and include the additional installation of a water bottle filling station and picnic benches at a cost of \$14,000 to be funded from the General Capital Reserve.

CARRIED UNANIMOUSLY

10.10 Official Community Plan Amendment Bylaw No. 2021-24
Development Variance Permit PL2021-9016
Development Permit PL2020-8813
Re: 24 Front Street

208/2021

It was MOVED and SECONDED

THAT Council deny first reading of "Official Community Plan Amendment Bylaw No. 2021-24".

CARRIED
Councillor Bloomfield, Opposed

10.11 Temporary Use Permit PL2018-8318
Re: 550 Eckhardt Avenue West

209/2021

It was MOVED and SECONDED

THAT Council, given that the lands in question are intended to be zoned P1, a zone that permits child care uses, resolve to waive all applicable sections of the Park Land Protection and Use Policy and proceed with review of an application to extend Temporary Use Permit PL2018-8318, allowing for a day care centre to continue to operate within the Adidas Sportsplex building at 550 Eckhardt Avenue;

AND THAT Council extend "Temporary Use Permit PL2018-8318", a permit to allow the use 'day care centre, major' for Parcel A, District Lot 2, Group 7, Similkameen Division Yale (Formerly Yale Lytton) District, Plan 299 located at 550 Eckhardt Avenue W, for an additional three-year period, ending on July 16, 2024.

CARRIED UNANIMOUSLY

11. Bylaws and Permits

11.1 Road Closure Bylaw No. 2021-20
Re: 903 Vernon Avenue and 950 Westminster Avenue
Delegations/Submissions: none

210/2021

It was MOVED and SECONDED

THAT Council adopt "Road Closure (western half of Alberni Street between Vernon Avenue and Westminster Avenue West) Bylaw No. 2021-20".

CARRIED UNANIMOUSLY

11.2 Zoning Bylaw No. 2021-01

211/2021

It was MOVED and SECONDED

THAT Council adopt "Zoning Bylaw No. 2021-01".

CARRIED UNANIMOUSLY

11.3 Zoning Amendment Bylaw No. 2021-18
Re: 296 Abbott Street

212/2021

It was MOVED and SECONDED

THAT Council rescind third reading and give third reading as amended to "Zoning Amendment Bylaw No. 2021-18";
AND THAT Council adopt "Zoning Amendment Bylaw No. 2021-18".

CARRIED UNANIMOUSLY

11.4 Building Bylaw No. 2021-21
Bylaw Notice Enforcement Amendment Bylaw No. 2021-22
Municipal Ticketing Information Amendment Bylaw No. 2021-23

213/2021

It was MOVED and SECONDED

THAT Council adopt "Building Bylaw No. 2021-21";
AND THAT Council adopt "Bylaw Notice Enforcement Amendment Bylaw No. 2021-22";
AND THAT Council adopt "Municipal Ticketing Information Amendment Bylaw No. 2021-23".

CARRIED UNANIMOUSLY

12. Notice of Motion:

Councillor Bloomfield introduced the following Notice of Motion for consideration at the next meeting of Council.

THAT the City of Penticton send a letter of support to the City of Vancouver in their attempt to obtain approval from Health Canada for the decriminalization of small amounts of illicit drugs as part of a pilot project in the City of Vancouver.

13. **Business Arising**
14. **Council Round Table**
15. **Public Question Period**
16. **Adjournment to a Closed Meeting:**

214/2021

It was MOVED and SECONDED

THAT Council adjourn at 5:18 p.m. to a closed meeting of Council pursuant to the provisions of the *Community Charter* as follows:

Section 90 (1) (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;

(g) litigation or potential litigation affecting the municipality;

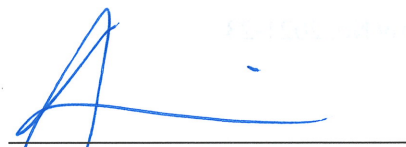
(j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the Freedom of Information and Protection of Privacy Act;

(k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;

Section 90 (2) (b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party.

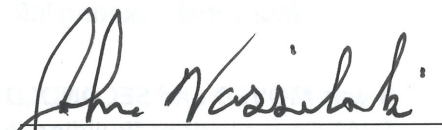
CARRIED UNANIMOUSLY

Certified correct:



Angie Collison
Corporate Officer

Confirmed:


John Vassilaki
Mayor