



# Minutes

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## Regular Council Meeting

To be held electronically and at the Penticton Trade and Convention Centre,  
273 Power Street, Penticton, B.C.

Tuesday, July 20, 2021  
at 11:00 a.m.

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

**Staff:** Donny van Dyk, Chief Administrative Officer  
Angie Collison, Corporate Officer  
Jim Bauer, General Manager, Finance & Administration  
Blake Laven, Director of Development Services  
Anthony Haddad, General Manager, Community Services  
Ian Chapman, Acting General Manager of Infrastructure  
Cheryl Hardisty, Senior Executive Assistant  
Heather MacDonald, Executive Assistant, Corporate Services

**1. Call to Order**

The Mayor called the Regular Council Meeting to order at 11:00 a.m.

**2. Location of meetings**

215/2021

**It was MOVED and SECONDED**

THAT Council hold the July 20, August 17 and September 7, 2021 Regular Council Meetings at the Penticton Trade and Convention Centre, 273 Power Street.

**CARRIED UNANIMOUSLY**

**3. Enter into a Closed Meeting**

216/2021

**It was MOVED and SECONDED**

THAT Council enter into a closed meeting of Council pursuant to the provisions of the *Community Charter* as follows: Section 90 (1)

(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;

(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.

**CARRIED UNANIMOUSLY**

The Regular Council Meeting reconvened at 1:00 p.m.

**4. Introduction of Late Items**

**5. Adoption of Agenda**

217/2021

**It was MOVED and SECONDED**

THAT Council adopt the agenda for the Regular Council Meeting held on July 20, 2021 as presented.

**CARRIED UNANIMOUSLY**

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

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

**7. Reconvene the Regular Council Meeting**

Council reconvened the Regular Council Meeting at 2:02 p.m.

Councillor Miller left the meeting at 2:02 p.m.

**8. Adoption of Minutes:**

**8.1 Minutes of the June 15, 2021 Regular Council Meeting**

218/2021

**It was MOVED and SECONDED**

THAT Council adopt the minutes of the June 15, 2021 Regular Meeting of Council as presented.

**CARRIED UNANIMOUSLY**

Councillor Miller returned to the meeting at 2:04 p.m.

**9. Consent Agenda:**

219/2021

**It was MOVED and SECONDED**

THAT Council approve the Consent Agenda:

1. Minutes of the June 15, 2021 Committee of the Whole Meeting;
2. Special Economic Prosperity and Development Services Advisory Committee Meeting Draft Minutes of June 25, 2021;
3. Heritage and Museum Advisory Committee Meeting Draft Minutes of July 7, 2021.

**CARRIED UNANIMOUSLY**

**10. Committee and Board Recommendations**

**10.1 Heritage and Museum Advisory Committee Meeting Draft Minutes of July 7, 2021**

220/2021

**It was MOVED and SECONDED**

THAT Council support the recommendations from the Heritage and Museum Advisory Committee that the current temporary fencing at the Gyro Park remain until alternative options can be investigated and recommended;

AND THAT Council not remove 524 Lakeshore Drive from the Penticton Heritage Registry.

**CARRIED UNANIMOUSLY**

**11. Correspondence**

12. **Staff Reports:**

12.1 2021 Local Government By-Election Summary

221/2021

**It was MOVED and SECONDED**

THAT Council receive into the record the report dated July 20, 2021 titled "2021 Local Government By-Election Summary".

**CARRIED UNANIMOUSLY**

12.2 Community Opinion and Skaha Lake Marina Next Steps

222/2021

**It was MOVED and SECONDED**

THAT Council reaffirm their commitment to abide by the results of the Community Opinion Question that was successfully supported on the June 19, 2021 by-election ballot;  
AND THAT Council direct staff to proceed to develop a Request for Proposals for the development of a long-term Operating Management Agreement up to 25 years for the Skaha Marina lands and refer the proposal to the Parks and Recreation Advisory Committee for review before returning to Council for approval.

**CARRIED UNANIMOUSLY**

Council agreed by consensus to alter the order of the Agenda and hear 12.5, 12.6, 12.7 and 12.8.

12.5 Economic Development Update - Q2 2021

223/2021

**It was MOVED and SECONDED**

THAT Council receive into the record the report dated July 20, 2021 titled "Economic Development Update – Q2 2021".

**CARRIED UNANIMOUSLY**

12.6 Gyro Park Washrooms/Activate Penticton Outdoor Rink

224/2021

**It was MOVED and SECONDED**

THAT Council support the partnership with the Activate Penticton Society for the design and construction of the Gyro Park Washroom facilities and associated Rink infrastructure;

THAT Council approves a transfer of \$200,000 of the electrical dividend from the General Capital Fund into the General Operating Fund;

AND THAT Council approves providing a \$200,000 grant to the Activate Penticton Society from the General Operating Fund for the construction of the Gyro Park Washroom facilities.

**CARRIED UNANIMOUSLY**

12.7 Enhancing Public Washrooms to Support COVID Recovery and the Age Friendly Action Plan

225/2021

**It was MOVED and SECONDED**

THAT Council direct staff to apply to the Government of Canada's Canada Community Revitalization Fund for the construction of accessible community washrooms with a total grant request of \$200,000;  
AND THAT Council direct staff to carry out any on-going maintenance and/or repairs to the washrooms, as needed;  
AND THAT Council direct staff to ensure there are appropriate updates to Council as the project progresses, and that staff have appropriate management structures in place to ensure the successful completion of the project;  
AND THAT Council provide approval for this project to proceed on City lands and for permits to be issued following the administrative approval processes under the City's Building Bylaw;  
AND THAT Council direct staff to include \$200,000 in the 2022 capital budget as the City's matching contribution to the grant, if necessary.

**CARRIED UNANIMOUSLY**

12.8 Free Transit for Children 12 and Under Program Details – Penticton Conventional Transit

226/2021

**It was MOVED and SECONDED**

THAT Council support an amendment to Schedule "A": Tariff and Fares section of the 2021 - 2022 Annual Operating Agreement to reduce the fares of children 12 and under to zero as contained in Attachment "A".

**CARRIED UNANIMOUSLY**

12.3 City Reopening Plans

227/2021

**It was MOVED and SECONDED**

THAT Council receive into the record the report dated July 20, 2021 titled "City Reopening Plans".

**CARRIED UNANIMOUSLY**

12.4 Integrated Infrastructure Master Plan 2020 - 2045

Avi Thiessen of WSP provided Council with an overview of the master plans via Zoom.

**It was MOVED and SECONDED**

THAT Council adopt the Integrated Infrastructure Master Plan 2020-2045 which includes the Water Master Plan, Stormwater Master Plan, Sanitary Master Plan, Transportation Master Plan and Technical Memo 6: Capital Works Integration.

228/2021

**It was MOVED and SECONDED**

THAT Council postpone the motion to the August meeting to allow more time to review the Master Plan details.

**DEFEATED**

**Mayor Vassilaki, Councillors Robinson, Regehr, Watt, Bloomfield, Opposed**

229/2021

**It was MOVED and SECONDED**

THAT Council adopt the Integrated Infrastructure Master Plan 2020-2045 which includes the Water Master Plan, Stormwater Master Plan, Sanitary Master Plan, Transportation Master Plan and Technical Memo 6: Capital Works Integration.

**CARRIED**  
**Councillors Sentes and Miller, Opposed**

Council recessed the meeting at 3:43 p.m. and reconvened at 4:05 p.m.

12.9 Second Quarter 2021 Corporate Business Plan Update

230/2021

**It was MOVED and SECONDED**

THAT Council receive into record the report dated July 20, 2021 titled "Second Quarter 2021 Corporate Business Plan Update".

**CARRIED UNANIMOUSLY**

12.10 Second Quarter Financial Update

231/2021

**It was MOVED and SECONDED**

THAT Council receive into record the report dated July 20, 2021 titled "Second Quarter Financial Update".

**CARRIED UNANIMOUSLY**

12.11 Road Closure and Notice of Disposition (190m<sup>2</sup> of road adjacent to 3914 Valleyview Road)

232/2021

**It was MOVED and SECONDED**

THAT Council, give first, second and third reading to "Road Closure (section of Valleyview Road adjacent to 3914 Valleyview Road) Bylaw No. 2021-27", a bylaw that closes a 190 m<sup>2</sup> section of road right-of-way;

AND THAT Council direct staff to proceed with notification, as per the *Community Charter*, for Road Closure Bylaw No. 2021-27 allowing those persons who may be impacted by the road closure to be provided the opportunity to make presentations to Council at the August 17, 2021 Regular Meeting;

AND THAT Council proceed with notifications, as per the *Community Charter* for the disposition of: "That closed portion of Valleyview Road, as shown on Schedule A of Bylaw 2021-27", to Marjorie Kathleen Louise Daniels, the owner of 3914 Valleyview Road - the adjacent property - for compensation of \$30,000 plus legal and other associated costs.

**CARRIED UNANIMOUSLY**

12.12 Development Procedures and Delegation Amendment Bylaw 2021-28

233/2021

**It was MOVED and SECONDED**

THAT Council give first, second and third reading to "Development Procedures and Delegation Amendment Bylaw No. 2021-28", a bylaw the increases the notification distances from 45m to 100m for development applications requiring mailed notices;

AND THAT Council give direction to staff to amend the fees and charges bylaw to increase the application fee for impacted applications by \$88, to cover the increased costs associated with the increased notification distances.

**CARRIED UNANIMOUSLY**

12.13 Official Community Plan Amendment Application for 955 Timmins Street

234/2021

**It was MOVED and SECONDED**

THAT Council, following the Community Engagement for OCP Amendments Procedure, direct staff to commence public engagement for a proposed Official Community Plan future land use designation change from 'industrial' to 'urban residential', in support of a multi-family development for 955 Timmins Street.

**CARRIED UNANIMOUSLY**

12.14 Local Government Support for Cannabis Retail Store (CRS PL2021-9035)

Re: 103-1652 Fairview Road

235/2021

**It was MOVED and SECONDED**

THAT Council direct staff to send a recommendation of support to the British Columbia Liquor and Cannabis Regulation Branch for a non-medical cannabis retail store license for 103-1652 Fairview Road (Sticky Leaf Cannabis Corp.);

AND THAT the recommendation include the following comments:

1. The proposed location meets local government bylaw requirements and is in-line with the adopted Council policy for cannabis retail sales and as such no negative impacts are anticipated;
2. The views of the public were captured during a public comment period; and
3. The local government recommends that the application be approved because of compliance with local regulations and policies.

**CARRIED UNANIMOUSLY**

12.15 Official Community Plan Amendment Bylaw No. 2021-13

Zoning Amendment Bylaw No. 2021-14

Development Permit PL2021-8982

Re: 435 Green Avenue West

236/2021

**It was MOVED and SECONDED**

THAT Council, forward "Official Community Plan Amendment Bylaw No. 2021-13" and "Zoning Amendment Bylaw No. 2021-14", with the revised plans, to the August 16, 2021 Public Hearing;

AND THAT Council, prior to adoption of "Zoning Amendment Bylaw No. 2021-14", require a 47.6m<sup>2</sup> road dedication at the south west corner of the property along Green Avenue West be registered with the Land Title Office;

AND THAT Council, subject to adoption of "Official Community Plan Amendment Bylaw No. 2021-13" and "Zoning Amendment Bylaw No. 2021-14", approve "Development Permit PL2021-8982", a permit to approve the form and character of the multifamily development consisting of one 4-storey apartment building and one 6-storey apartment building.

**DEFEATED**

**Mayor Vassilaki, Councillors Miller, Regehr and Robinson, Opposed**

237/2021

**It was MOVED and SECONDED**

THAT Council close and abandon "Official Community Plan Amendment Bylaw No. 2021-13" and Zoning Amendment Bylaw No. 2021-14" for 435 Green Avenue West.

**CARRIED**

**Councillors Sentes, Watt and Bloomfield, Opposed**

Council recessed the meeting recessed at 5:17 p.m. and reconvened at 5:35 p.m.

12.16 Development Permit PL2021-9017

Re: 3240 Skaha Lake Road

Bob Hughes, ASK Wellness Society and Matthew Baron, Oooknakane Friendship Center provided Council with an overview of the proposed N'xastwilxtn Supportive Housing project. Dawn Himer was in attendance on behalf of BC Housing.

238/2021

**It was MOVED and SECONDED**

THAT Council postpone consideration of "Development Permit PL2021-9017" and direct staff to report back with written assurances of operations at 3240 Skaha Lake Road; AND THAT a special meeting be called when such assurances have been provided.

**DEFEATED**

**Councillors Miller, Regehr, Sentes, Watt and Bloomfield, Opposed**

239/2021

**It was MOVED and SECONDED**

THAT Council approve "Development Permit PL2021-9017", a permit to allow for the construction of a four storey, 54-unit congregate housing building for Lot A District Lot 116 Similkameen Division Yale District Plan EPP94952, located at 3240 Skaha Lake Road, subject to an agreement being reached between the owners of the property and the City to ensure the satisfactory future operations of the facility;

AND THAT Council direct staff to issue "Development Permit PL2021-9017" once such Council approved agreement has been signed.

**CARRIED UNANIMOUSLY**

12.17 Development Variance Permit PL2021-9011

Re: 2822 Juniper Drive

240/2021

**It was MOVED and SECONDED**

THAT Council approve "Development Variance Permit PL2021-9011", for Lot B District Lot 2710 Similkameen Division Yale District Plan EPP98161, located at 2822 Juniper Drive, a permit to vary Section 10.1.2.1.a of Zoning Bylaw 2021-01, to reduce the minimum standard lot width from 16m to 15.1m, and to vary Schedule G, Section 00400, Table 2.2 of Subdivision and Development Bylaw No. 2004-81, to reduce the right-of-way width for a collector road (Evergreen Drive) from 20m to 18m, in order to facilitate the subdivision of six (6) residential lots; AND THAT Council direct staff to issue "Development Variance Permit PL2021-9011".

**CARRIED UNANIMOUSLY**

12.18 Temporary Use Permit PL2021-9061

Re: 1340 Carmi Avenue

241/2021

**It was MOVED and SECONDED**

THAT Council approve "Temporary Use Permit PL2021-9061", a permit to allow the use 'indoor amusement, entertainment and recreation' to allow the operation of an indoor off-ice hockey training facility on Lot 1 District Lots 2710 and 3821S Similkameen Division Yale District Plan 19767, located at 1340 Carmi Avenue, for a three-year period; AND THAT staff be directed to issue the permit.

**CARRIED UNANIMOUSLY**

13. Notice of Motion:

13.1 Introduced by Councillor Bloomfield on June 15, 2021

242/2021

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

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.

**DEFEATED**

**Mayor Vassilaki, Councillors Regehr, Robinson, Watt, Opposed**

14. Business Arising

15. Council Round Table

16. Public Question Period

17. Adjournment

243/2021

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

THAT Council adjourn the regular meeting of Council at 8:29 p.m.

**CARRIED UNANIMOUSLY**

Certified correct:



Angie Collison  
Corporate Officer

Confirmed:



John Vassilaki  
Mayor