

Regular Council Meeting

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

Tuesday, September 21, 2021
at 1:00 p.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
Len Robson, Acting General Manager of 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

301/2021

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council Meeting held on September 21, 2021 as presented.

CARRIED UNANIMOUSLY

4. Adoption of Minutes:

4.1 Minutes of Council Meetings

302/2021

It was MOVED and SECONDED

THAT Council adopt the minutes of the September 7, 2021 Regular Meeting of Council as presented.

CARRIED UNANIMOUSLY

5. Consent Agenda:

303/2021

It was MOVED and SECONDED

THAT Council approve the Consent Agenda:

1. Minutes of the September 7, 2021 Committee of the Whole Meeting;
2. Minutes of the September 7, 2021 Public Hearing;
3. Special Community Sustainability Advisory Committee Meeting Draft Minutes of August 20, 2021;
4. Heritage and Museum Advisory Committee Meeting Draft Minutes of September 8, 2021;
5. Economic Prosperity and Development Services Advisory Committee Meeting Draft Minutes of September 10, 2021;
6. Release of Items from Closed Meeting;

THAT Council appoint Councillor Bloomfield as Council Liaison to the South Okanagan Similkameen Respect Network.

CARRIED UNANIMOUSLY

6. Committee and Board Recommendations

6.1 Special Community Sustainability Advisory Committee Meeting Draft Minutes of August 20, 2021

Lynn Walford, representative, spoke in support of joining the Blue Communities Project.

7. Correspondence

7.1 Lawn Bowling – Request for letter of support for New Horizons Grant

304/2021

It was MOVED and SECONDED

THAT Council provide the Penticton Lawn Bowling Club with a letter of support to accompany their grant-funding application with New Horizons.

CARRIED UNANIMOUSLY

8. Staff Reports:

8.1 General Fees and Charges Amendment Bylaw No. 2021-31
Utility Fees and Charges Amendment Bylaw No. 2021-32

305/2021

It was MOVED and SECONDED

THAT Council give first, second, and third reading to "Fees and Charges Amendment Bylaw No. 2021-31", a bylaw to set the 2022 General fees and charges;
AND THAT Council refer "Fees and Charges Amendment Bylaw No. 2021-32", a bylaw to set the 2022 Utility fees and charges, to the budget meetings.

CARRIED UNANIMOUSLY

8.2 Cemetery Management Amendment Bylaw No. 2021-19

306/2021

It was MOVED and SECONDED

THAT Council give first, second and third reading to "Cemetery Management Amendment Bylaw No. 2021-19", a housekeeping bylaw that amends Cemetery Management Bylaw No. 2018-15.

CARRIED UNANIMOUSLY

8.3 Asset and Amenity Management Project Update

307/2021

It was MOVED and SECONDED

THAT Council receive into the record the report titled "Asset and Amenity Management Project Update" dated September 21, 2021;
THAT Council direct staff to initiate public engagement on the recommendations of the Asset and Amenity Management Project;
AND THAT the public engagement results are presented to Council prior to approval of the Asset and Amenity Management Project implementation plan.

CARRIED UNANIMOUSLY

8.4 Travel Penticton Society – MRDT Bylaw No. 2021-26

308/2021

It was MOVED and SECONDED

THAT Council give first, second, and third reading to "Municipal and Regional District Tax (MRDT) Bylaw No. 2021-26", a bylaw that provides the City of Penticton with the authority to impose a 3% Municipal and Regional District Tax (MRDT) and requests the Province levy the tax on its behalf;
AND THAT a Special Council Meeting be held via Zoom on Thursday, September 23 at 2:00 p.m. to adopt the bylaw.

CARRIED UNANIMOUSLY

9. Public Question Period

10. Recess into a Closed Meeting

309/2021

It was MOVED and SECONDED

THAT Council recess at 3:16 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;

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

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

12. Bylaws and Permits

12.1 Zoning Amendment Bylaw No. 2021-30

Re: 649 Burns Street

310/2021

It was MOVED and SECONDED

THAT Council give second and third reading to "Zoning Amendment Bylaw No. 2021-30";
AND THAT Council adopt "Zoning Amendment Bylaw No. 2021-30".

CARRIED UNANIMOUSLY

13. Land Matters

- 13.1 Development Variance Permit PL2021-9076
Re: 190 Avery Place

311/2021

It was MOVED and SECONDED

THAT Council approve "Development Variance Permit PL2021-9076", for Lot 1 District Lot 2710 Similkameen Division Yale District Plan EPP62484, located at 190 Avery Place, a permit to vary Section 10.1.2.5 of Zoning Bylaw No. 2021-01, to reduce the minimum front yard from 6.0m to 4.5m;

AND THAT Council direct staff to issue "Development Variance Permit PL2021-9076".

CARRIED UNANIMOUSLY

- 13.2 Development Variance Permit PL2021-9096
Re: 175 Dewdney Crescent

312/2021

It was MOVED and SECONDED

THAT Council approve "Development Variance Permit PL2021-9096" for Lot 1 District Lot 3821S Similkameen Division Yale District Plan 40861, located at 175 Dewdney Crescent, a permit to vary Section 5.4.2.1 of Zoning Bylaw 2021-01 to increase the maximum height of a retaining wall in a required yard from 1.2m to 3.35m above approved grade;

AND THAT Council direct staff to issue the permit.

CARRIED

Councillors Miller and Regehr, Opposed

14. Notice of Motion

- 14.1 Councillor Bloomfield introduced the following Notice of Motions for consideration at the October 5, 2021 meeting of Council.

1. THAT Council direct staff to bring a report to Council evaluating the potential of the City sponsoring monitoring devices on repeat offenders as part of our plan for "Community Safety".
2. THAT Council direct staff to bring a report to Council evaluating the potential for a shared funding model, to include the City Of Penticton, for Pathways Addictions Resource Centre as part of our plan for "Community Safety".
3. THAT Council direct staff to bring a report to Council on the implications and benefits of the City requesting the Provincial Government consider Penticton as a location for a new care centre for the most at risk and marginalized members of society, as explained by Minister Eby during UBCM meetings, as part of our plan for "Community Safety".
4. THAT Council include funds in the 2022 budget for the completion of Section 2 of the Lake to Lake bike route including the crossing of Skaha Lake Road to enable a link to the existing bike lanes on South Main Street.

Councillor Regehr introduced the following Notice of Motion for consideration at the October 5, 2021 meeting of Council.

1. THAT staff ensure there are adequate resources in the 2022 budget to complete a comprehensive review of the parks, museum and recreation fees for next year's Fees and Charges Bylaw.

Councillor Sentes introduced the following Notice of Motions for consideration at the October 5, 2021 meeting of Council.

1. THAT Council direct staff to report back with the amount of COVID recovery funds remaining and the plans for distribution and use.
2. THAT Council direct staff to increase the amount of community grant funding available for not for profit groups that provide services to our community.
3. THAT Council increase funds in the 2022 budget discussions to improve park cleanliness.
4. THAT Council include funds in the 2022 budget discussions to replace the Leir House windows.

15. Business Arising

313/2021

It was MOVED and SECONDED

THAT Council direct staff to report back with the financial implications and further details of joining the Blue Communities Project.

CARRIED UNANIMOUSLY

314/2021

It was MOVED and SECONDED

THAT Council direct staff to report back with information on regulating the use of single-use plastics in the City.

CARRIED UNANIMOUSLY

16. Council Round Table

17. Public Question Period

18. Adjournment

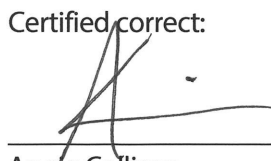
315/2021

It was MOVED and SECONDED

THAT Council adjourn the September 21, 2021 Regular meeting of Council at 6:52 p.m.

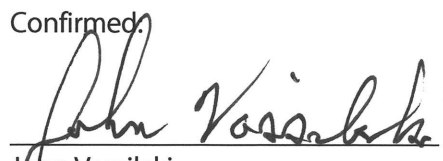
CARRIED UNANIMOUSLY

Certified correct:



Angie Collison
Corporate Officer

Confirmed:



John Vassilaki
Mayor