

Regular Council Meeting
held at City Hall, Council Chambers
171 Main Street, Penticton, B.C.

Tuesday, February 20, 2024
at 1:00 p.m.

Present:

Mayor Bloomfield
Deputy Mayor Watt
Councillor Boulton
Councillor Gilbert
Councillor Graham
Councillor Konanz
Councillor Miller

Staff:

Anthony Haddad, City Manager
Angie Collison, Corporate Officer
Angela Campbell, Director of Finance & Administration
Kristen Dixon, General Manager of Infrastructure
Blake Laven, Director of Development Services
Kelsey Johnson, Director of Community Services
Julie Czek, Director of Public Safety and Partnerships
Hayley Anderson, 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

41/2024

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council Meeting held on February 20, 2024 as presented.

CARRIED UNANIMOUSLY

4. Recess to Committee of the Whole

42/2024

It was MOVED and SECONDED

THAT Council recess to a Committee of the Whole meeting at 1:01p.m.

CARRIED UNANIMOUSLY

5. Reconvene the Regular Council Meeting

Council reconvened the Regular Council Meeting at 1:28 p.m.

6. Adoption of Minutes:

6.1 Minutes of the February 6, 2024 Regular Council Meeting

43/2024

It was MOVED and SECONDED

THAT Council adopt the Regular Council Meeting minutes of February 6, 2024 as presented.

CARRIED UNANIMOUSLY

7. Consent Agenda:

44/2023

It was MOVED and SECONDED

THAT Council approve the Consent Agenda:

1. Minutes of the November 27, 2023 Parks and Recreation Advisory Committee;
2. Minutes of the February 6, 2024 Committee of the Whole Meeting; and
3. Minutes of the February 6, 2024 Public Hearing.

CARRIED UNANIMOUSLY

8. Staff Reports:

8.1 Elected Officials Code of Conduct

45/2024

It was MOVED and SECONDED

THAT Council adopt the Regional District of Okanagan-Similkameen Code of Conduct included as Attachment B to the report dated January 16, 2024;

AND THAT Council rescind Respectful Workplace Policy dated March 17, 2014;

AND THAT Council direct staff to amend the Council Remuneration and Expense Bylaw No. 2019-27 to include reduction of remuneration upon code of conduct breaches or the filing of frivolous, vexatious or claims made in bad faith as follows: First offence reduction of 10% for twelve months, second offence reduction of 15% for 12 months, third and subsequent offences 25% for 12 months. Reductions to remuneration shall be cumulative.

CARRIED

Councillors Boulton and Miller, Opposed

8.2 2024 SILGA Resolutions

46/2024

It was MOVED and SECONDED

THAT Council submit the following resolution regarding the urgent need for complex care opportunities in the South Okanagan for consideration at the 2024 Southern Interior Local Government Association (SILGA) Convention;

AND THAT the motion be referred to the Regional District of Okanagan-Similkameen for support.

WHEREAS: Communities across the Province have conducted Community Safety Reviews and are implementing many recommendations in support of resident's safety.

WHEREAS: Cities have carried out countless initiatives that support vulnerable individuals and the community at large including; added Community Safety Officers, a Safe

Places Bylaw, a Bylaw Enforcement programs that focus on helping marginalized people in the city, working collaboratively with service providers to ensure there is sufficient harm reduction sites and toxic drug testing, working with community partners to provide emergency cold weather shelters.

WHEREAS: *The Province has developed a complex care framework that acknowledges the growing number of people in our communities who require additional health, mental health, social, and other services to help them find and maintain housing. Complex care housing has been created for people at risk of or experiencing homelessness who have complex mental health or substance use issues, and who may also be living with other challenges like acquired brain injury, developmental disability, and histories of trauma.*

WHEREAS: *The Province has appointed health authorities as the lead in implementation and no such plans have been developed in the South Okanagan since the framework was completed in 2022. Our residents are suffering in the interim.*

THEREFORE BE IT RESOLVED: *The Province provides immediate and clear direction to the health authorities to prioritize the implementation, inclusive of funding timelines, of complex care facilities, and other housing facilities for those exiting a complex care facility, in the South Okanagan and across the entire Province in support of residents who are suffering.*

CARRIED UNANIMOUSLY

8.3 License to Use Agreement – Bishop’s Snow and Marine Ltd. Operating as Pier Water Sports

47/2024

It was MOVED and SECONDED

THAT Council approve the three (3) year License to Use Agreement renewal with Bishop’s Snow and Marine Ltd., operating as Pier Water Sports, for the use of approximately .55 ac. of Rotary Park foreshore, and use of the building for the operation of water leisure activities on Okanagan Lake.

AND THAT Council authorize the Director of Finance and Administration and Corporate Officer to execute the License to Use Agreement.

CARRIED UNANIMOUSLY

8.4 Request for Proposal – Skaha Main Concession
Re: 3701 Parkview Street

48/2024

It was MOVED and SECONDED

THAT Council refer the Request for Proposal process to the Parks and Recreation Advisory Committee for their review and recommendation, for the use of 3701 Parkview Street, (Skaha Main Concession) for the purpose of seeking an operator for a food concession for a three (3) year term.

CARRIED UNANIMOUSLY

- 8.5 Request for Proposal – Sudbury Beach Concession
Re: 3846 Skaha Lake Road

49/2024

It was MOVED and SECONDED

THAT Council refer the Request for Proposal process to the Parks and Recreation Advisory Committee for their review and recommendation for the use of 3846 Skaha Lake Road (Sudbury Beach Concession) for the purpose of seeking an operator for a food concession for a three (3) year Sub-License to Use agreement term.

CARRIED UNANIMOUSLY

- 8.6 Beach Vending Program

50/2024

It was MOVED and SECONDED

THAT Council refer the renewal of the Beach Vending Program for an additional three-year term to the Parks and Recreation Advisory Committee for their review and recommendation;
AND THAT Council authorize staff to extend approximately 75m² of the existing pathway on Lakeshore Drive, to construct a new vending area at an approximate cost of \$30,000, to be funded from anticipated administrative savings through the year.

CARRIED UNANIMOUSLY

- 8.7 Electric Kick Scooter Legislation and Public Pilot Project

51/2024

It was MOVED and SECONDED

THAT the City of Penticton consents to the Electric Kick Scooter Pilot Project taking place within the City of Penticton, starting on April 5, 2024;
AND THAT the Ministry of Transportation and Infrastructure be advised accordingly;
AND THAT the City issue a competitive call for proposals for a public bike and/or scooter share program.

CARRIED
Councillors Konanz and Miller, Opposed

- 8.8 Development Permit PL2023-9672
Re: 286 Rigsby Street

52/2024

It was MOVED and SECONDED

THAT Council approve "Development Permit PL2023-9672" for Lot A District Lot 4 Group 7 Similkameen Division Yale (Formerly Yale-Lytton) District Plan EPP134647, located at 286 Rigsby Street, a permit to approve the form and character of a 5 storey, 48 unit apartment.

CARRIED UNANIMOUSLY

9. Bylaws and Permits

- 9.1 Zoning Amendment Bylaw No. 2024-04
Development Variance Permit PL2023-9684
Re: 200 Abbott Street

53/2024

It was MOVED and SECONDED

THAT Council adopt "Zoning Amendment Bylaw No. 2024-04"
AND THAT Council approve Development Variance Permit PL2023-9684

CARRIED UNANIMOUSLY

10. Notice of Motion

11. Business Arising

11.1 Business Arising from Committee of the Whole of Council

54/2024

It was MOVED and SECONDED

THAT Council direct staff to draft an amendment to our bylaws or create a bylaw to restrict harassment of a person in a public space similar to the Public Behaviors Bylaw 54M2006 of the City of Calgary.

CARRIED UNANIMOUSLY

11.2 Business Arising from Item 8.8 – Development Permit PL2023-9672

55/2024

It was MOVED and SECONDED

THAT Council direct staff to incorporate provisions for 'storage units' in multi-dwelling units into the ongoing OCP and zoning bylaw updates.

DEFEATED

Councillors Gilbert, Graham, Konanz and Watt, Opposed

12. Public Question Period

13. Council Round Table

14. Adjournment

56/2024

It was MOVED and SECONDED

THAT Council adjourn the February 20, 2024 Regular meeting of Council at 3:29 p.m.

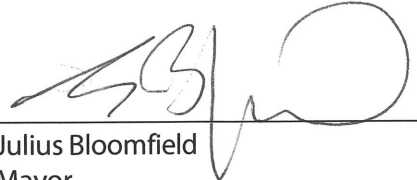
CARRIED UNANIMOUSLY

Certified correct:



Angie Collison
Corporate Officer

Confirmed:



Julius Bloomfield
Mayor