

THE CORPORATION OF THE DISTRICT OF PEACHLAND

**Regular Council Meeting Minutes
held Tuesday, April 13, 2004 at 7:00 p.m.
In the Council Chambers, Peachland Community Centre**

PRESENT: Mayor Harriman, Councillors Fraser, Hallberg, Henderson, Hurd, Moritz and Reid

Acting Administrator Chris Prosser
Corporate Officer Betty Briggs
Treasurer Doug Pryde

Members of the Public
Members of the Media

CALL TO ORDER: Mayor Harriman called the Regular Council Meeting to order at 7:00 p.m.

**AMENDMENTS TO
THE AGENDA** Added to the Agenda:
9-H: Stage 2 Water Restrictions
7-B: Recreation Committee
7-C: Water Committee
7-D: Primary School Committee

**APPROVAL OF
THE AGENDA** MOVED by Councillor Fraser, SECONDED by Councillor Reid:

THAT the Agenda be approved as amended.

CARRIED.

ADOPTION OF THE MINUTES

ADOPT MINUTES MOVED by Councillor Reid, SECONDED by Councillor Hallberg:

THAT the Minutes of the Special Open Council Meeting held February 17, 2004 be adopted as circulated.

CARRIED.

MOVED by Councillor Fraser, SECONDED by Councillor Hallberg:

THAT the Minutes of the Regular Council Meeting held March 23, 2004 be adopted as circulated.

CARRIED.

MOVED by Councillor Reid, SECONDED by Councillor Hallberg:

THAT the Minutes of the Special Open Council Meeting held March 26, 2004 be adopted as circulated.

CARRIED.

MOVED by Councillor Hurd, SECONDED by Councillor Hallberg:

THAT the Minutes of the Committee of the Whole Meeting held March 31, 2004 be adopted as circulated.

CARRIED.

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**ADOPT MINUTES
(CONT.)**

MOVED by Councillor Fraser, SECONDED by Councillor Hallberg:

THAT the Minutes of the Special Open Council Meeting held April 2, 2004 be adopted as circulated.

CARRIED.

PRESENTATIONS AND DELEGATIONS

**MT. BOUCHERIE
EXPANSION COM.**

Mr. Rusty Ensign and Mr. Chuck Abbey, representing the Mt. Boucherie Expansion Committee, gave a brief history leading up to the successful referendum for the project. A public survey identified a curling rink as number 6, and the project at present contains only 5 phases, although the ice plant has room for a curling rink. The Committee feels that the Westside, including Peachland, only needs one curling rink. They asked Peachland to consider contributing \$15,000 per year towards the operating cost of the center, which would equate to about \$7.00-\$8.00 per Peachland household, and would allow more funding to go into reserve funds for phases 3, 4 and 5 of project.

Mayor Harriman thanked Mr. Ensign and Mr. Abbey for their presentation, and asked that they submit the funding request in writing to the District of Peachland for consideration.

OTISS

Mr. Chris Byrd, Interim Chair of the Cultural Tourism Committee, introduced fellow members Terry Condon and Midge Behnke, and noted that the Committee is interested in the creation of economic diversification for Peachland through arts and culture. Mr. Tom Howe, Okanagan-Thompson International Sculpture Society, offered Peachland a marble sculpture for a contribution of \$2,500. Mr. Jock Hildebrand explained the "Sculpture on Main" project, which brings in international sculptors who carve marble in public at the Westbank Lions Hall, with the sculptures remaining on the Westside. OTISS invites a member of the Peachland Arts Council to be a member on the jury which will decide on April 15th which sculptors will be invited to participate in the program this year. Should Peachland contribute the \$2,500, one sculpture would come to Peachland upon completion, and one or more social events for the sculptors would be held here.

Mayor Harriman thanked the presenters.

**WELLNESS CENTRE
PRACTICUM
STUDENTS**

Diane Geddes, Wellnes Centre Manager, introduced the OUC Social Work and Nursing practicum students. Each student gave a summary of their three month practicum at the Wellness Centre. The students are Vanda Irvine, Shona Gagnon, Nick Deagnon and Amanda Donaldson. Unable to attend was Rhonda Croft. All students thanked Council and the community for the support extended to them.

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WELLNESS CENTRE MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:
(CONT.)

THAT Council permits the Wellness Centre presentation to extend for 3 to 4 minutes.

CARRIED.

Mayor Harriman thanked the Wellness Centre and Diane Geddes and congratulated the students on completing the three month practicum in Peachland.

MAYOR AND COUNCILLOR'S REPORTS

MAYOR HARRIMAN Mayor Harriman reported 191 hours in March on Mayor's duties, including 17 meetings. Highlights were the presentation to the Out of School Care program at the Community Centre, the Chamber of Commerce Business Awards, and Fire Chief Wilson's retirement party. Mayor Harriman noted the recent RCMP crackdown on speeders on Beach Avenue, and reminded all residents to reduce fire fuel hazards on properties now.

COUNCILLOR REID Councillor Reid attended the March 25th Westside Governance Study Committee meeting, at which the Committee decided on going forward to the Provincial Government with the recommendation to proceed to the second phase of study. There are issues that interface with Peachland in this study.

Councillor Reid attended the ground-breaking ceremony on April 2nd for the Rotary Centennial Pavilion in Heritage Park.

COUNCILLOR FRASER Councillor Fraser attended the Development Services Committee meeting on March 30th as an observer. Councillors Fraser and Hallberg will be added to the minutes as attending. She also attended the In Camera Meeting on March 30th, Committee of the Whole – Budget meeting on March 31st, and the Pavilion ground-breaking on April 2nd.

COUNCILLOR HENDERSON Councillor Henderson advised that the Arts & Culture Committee is trying to find a location to sell local art. He noted that it is essential that residents clean their properties now, during the non-fire season.

COUNCILLOR HURD Councillor Hurd attended the Pavilion ground-breaking and noted the penny drive underway as a fund-raiser for the project. He displayed a photograph of a jumping skateboarder and advised that the website is now up and running – peachlandskatepark.com. Councillor Hurd will be on vacation starting on Thursday. He noted that he had considered quitting Council, however, the Acting Administrator talked him in to staying on. He also noted that although he cannot attend social functions on weekends due to his employment, he is there in spirit. He noted that CORD has received \$701,000 HRDC funding for interface areas clean-up and asked if our application had been submitted. The Acting Administrator confirmed that it was submitted. He reiterated the need for residents to clean up their yards for fire hazard reduction.

MAYOR AND COUNCILLOR'S REPORTS (CONT.)

**COUNCILLOR
HALLBERG**

Councillor Hallberg attended Recreation Committee meetings on March 24th and 31st, as well as Special Open Council, In Camera, Committee of the Whole. Development Services and Water Committee meetings. She attended the Pavilion ground-breaking ceremony, memorial service for Ernie Herrin, and reminded everyone that April is Cancer Month.

**COUNCILLOR
MORITZ**

Councillor Moritz attended all meetings. He noted as Chair of the Finance Committee, he wrote to the Administrator requesting Department Heads to come up with creative ideas to reduce their budgets by 3%. It was disconcerting to Councillor Moritz that the request was derailed by the Mayor; he stated that his memo is to be available to the public.

COMMITTEE REPORTS

**DEVELOPMENT
SERVICES**

Councillor Reid reviewed the minutes of the March 30th meeting, which were included in the Agenda package.

RECREATION

Councillor Hallberg reported on the March 24th meeting, at which it was learned that Minor Ball registrations were slow, the phase 1 terms of reference for the Recreation Committee were reviewed, and discussion took place on programming, staffing and hours of operation. The March 31st meeting reviewed the Recreation Director job description (from November, 1987), and edited the community-wide survey, which will be out soon.

WATER

Councillor Reid reported on the inaugural Water Committee Meeting, at which the following were reviewed: water operating permits, Drinking Water Protection Act, water restrictions and meters, and the need for early water conservation measures.

PRIMARY SCHOOL

Councillor Moritz reported on a meeting held April 8th, and advised that all meetings are open to the public. The next meeting will be May 10th at 1:30 pm in Council Chambers. The community-wide survey will also ask what residents feel should be done with the Primary School building. He advised that an initial report on the building has been received, and staff have been requested to provide more information. Mayor Harriman noted that the rumours regarding bat dung in the ceiling are not true.

UNFINISHED BUSINESS

PRINCETON AVE.

MOVED by Councillor Henderson, SECONDED by Councillor Moritz:

THAT staff be instructed to investigate two possible options:

1. That the BC Government, through its appropriate Ministry, construct or improve an appropriate existing logging road from the Headwaters

**PRINCETON AVE.
(CONT.)**

area through to the Brenda Mine site to allow the logging trucks year-round access to Highway 97C, thereby permanently correcting the present problem; or

2. That the BC Government pay an annual amount to the District of Peachland for the upkeep and repairs of Princeton Avenue from the stumpage fees collected, so that this burden does not fall on the Peachland taxpayers;

AND THAT staff report back to Council by the first meeting in May.

CARRIED.

Councillor Reid noted that this is a political issue, not a staff item. Mayor Harriman agreed and advised that he and the Acting Administrator will meet with the MLA on this issue in the near future.

**ANTI-ENGINE
IDLING POLICY**

The Acting Administrator presented a report from the Director of Operations regarding a draft Anti-Engine Idling Policy for corporate vehicles.

MOVED by Councillor Fraser, SECONDED by Councillor Hallberg:

THAT Council adopts Anti-Engine Idling Policy #PRO-020.

CARRIED.

STAFF REPORTS

REGIONAL FCM

The Acting Administrator presented a report regarding regional membership in the Federation of Canadian Municipalities in 2005.

MOVED by Councillor Hallberg, SECONDED by Councillor Henderson:

THAT Council approves joining the Federation of Canadian Municipalities through Central Okanagan Regional District for 2005.

CARRIED.

**ROTARY – REQUEST
TO WAIVE C.C. RENT**

The Acting Administrator presented a report regarding a request from the Rotary Club to waive the Community Centre rental fee for a fund-raising gala evening for the Pavilion project.

Council members noted that although this is a wonderful project for the community, existing policy precludes waiving of the rental fee for events where alcohol will be served, and that the newly amended Community Recreation Policy gives a break to local non-profit groups.

The request to waive the rental fee is denied.

YACHT CLUB AAP

The Acting Administrator presented a report for information advising that the Alternative Approval Process for the proposed 25 year Foreshore Sub-lease for the Peachland Yacht Club has been completed, and staff will resume negotiating the lease.

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DP#03/10,005
ROTARY PAVILION

The Acting Administrator presented a report regarding the Development Permit application for the Rotary Centennial Pavilion in Heritage Park.

MOVED by Councillor Henderson, SECONDED by Councillor Hallberg:

THAT Council approves Development Permit No. DP03/10,005, located in Heritage Park on Beach Avenue, to permit the Peachland Rotary Club to construct a pavilion approximately 25 feet in diameter in celebration of Rotary International's Centennial birthday;

AND THAT the permit will require:

1. the location of the structure to be situated on the land shall be in accordance with Schedule 'A' attached to the permit;
2. the form and character of the structure to be situated on the land shall be in accordance with Schedule 'B' attached to the permit;
3. exterior materials and colours to be used for the building are to be in accordance with Schedule 'B-1' attached to the permit;
4. landscaping plan to be completed in accordance with Schedule 'C' attached to the permit.

CARRIED.

The Acting Administrator advised that the relocation of the playground is hoped to be completed prior to the May long weekend, and the District is undertaking irrigation and landscaping in the amount of \$5,000.

HERITAGE PARK
PLAYGROUND

The Acting Administrator presented a report regarding the need to relocate the playground in Heritage Park due to the pavilion construction, and noted that the equipment is outdated and not CSA approved, requiring replacement.

MOVED by Councillor Hurd, SECONDED by Councillor Fraser:

THAT Council authorizes the Public Works Department to immediately remove the existing play structure in Heritage Park and salvage any portions that may be reused;

AND THAT the new playground be funded from the Parks Improvement Reserve Fund in the amount not to exceed \$25,000;

AND THAT Council waives the public tendering process as per the Contracting Authority and Purchasing Policy #FIN-060 and requires that staff receive three written quotes prior to ordering the new equipment.

CARRIED.

Council members expressed concerns with safety pertaining to traffic coming onto Beach Avenue from Hwy. 97 south end, and requested that staff look at 'no parking' zones on the side of Beach Avenue near the Duck and Pug. Mayor Harriman noted that parents/guardians have responsibilities regarding safety of children at the playground, as well.

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**ROAD & WATER
IMPROVEMENTS -
13TH & BEACH**

The Acting Administrator presented a report from the Director of Operations regarding road and water improvements at 13th Street and Beach Avenue.

MOVED by Councillor Hallberg, SECONDED by Councillor Reid:

THAT Council ratifies the authorization given to staff to proceed with road and water improvements at 13th Street and Beach Avenue, to a maximum of \$53,000 including taxes.

CARRIED.

**WATER & SEWER
RATES CONCERNS**

The Treasurer presented a report for information regarding water and sewer rates concerns expressed at the February 25, 2004 Regular Council Meeting.

Councillor Moritz stated that nobody would voluntarily go to water meter versus flat rate charge until the metered rate is made more attractive.

**STAGE 2 WATER
RESTRICTIONS**

The Acting Administrator presented a report from the Director of Operations regarding the implementation of Stage 2 Water Restrictions pursuant to Water Use Restrictions Bylaw No. 1688.

MOVED by Councillor Hallberg, SECONDED by Councillor Henderson:

THAT Council directs staff to implement Stage 2 Water Restrictions immediately.

CARRIED.

Council members noted the need to keep the reservoirs full, and the possibility of returning to Stage 1 at a later date if enough water is conserved. Public input is invited as to whether the Stage 2 restrictions should be changed to include a weekend day; although a bylaw amendment would be required, this can be done if necessary.

The restricted watering hours remain at 4:00 to 10:00 a.m. and 7:00 to 11:00 p.m.

OTHER BUSINESS

IN CAMERA MTG.

MOVED by Councillor Fraser, SECONDED by Councillor Hallberg:

THAT an In Camera Meeting be held April 27, 2004 at 1:00 p.m. pursuant to Section 90(1)(c) of the *Community Charter*.

CARRIED.

BYLAWS

Bylaw for Third Reading:

**#1716 FINANCIAL
PLAN**

The Treasurer presented a report outlining changes made to the 2004 Financial Plan Bylaw Number 1716, 2004. He noted that the *Community*

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**#1716 FINANCIAL
PLAN (CONT.)**

Charter requires municipalities to prepare balanced budgets. At the first budget meeting, a 0% tax increase budget was provided. At 1st and 2nd readings of the Bylaw, a 2% tax increase budget was provided, as directed by Council, so that contributions to capital could be increased.

Lengthy discussion ensued, including the following:

Councillor Henderson: concerned with \$12,000 civic grant to Historical Society as it is not open enough through the winter.

Councillor Reid: comfortable with end result; resignation of Administrator will result in changes to Financial Plan; capital items were pared and are appropriate; is it possible to put restrictions on grants. Acting Administrator responded to this.

Councillor Hallberg: Ambassadorial Committee applied for \$10,000 and \$6,300 is in Financial Plan; on record as opposing this grant but will support this year; Ambassadorial Committee carried forward \$4272 from 2003. The Mayor clarified that \$10,000 was an error; \$6,300 is the requested grant.

Councillor Hurd: requested that funding the skatepark be increased from \$20,000 to \$40,000.

Councillor Moritz: deal with grants or budget; no expenditure review has been done; no grant application deliberation has been done; no discussion at any budget meeting; surprised that bylaw put forward for 1st and 2nd readings contained a 2% tax increase; huge level of frustration; has spent hours with managers discussing departmental budgets; last year there was no tax decrease, we only ceased collecting for policing reserve fund.

Councillor Reid: participated in same meetings and questions could have been asked; meetings were useful; Councillor Moritz can bring forward his suggestions; due to resignation of the Administrator, there will be substantial ramifications on the overall budget, and changes can be made later in the year.

Councillor Hurd: is this a Cadillac budget, GM or VW?

Councillor Fraser: Councillor Moritz deserves a pat on the back for time he has spent meeting with managers.

Councillor Henderson: what services do we want to provide; pass the budget with a 2% (\$20/house) increase and have extra money; projects are being developed and more tax revenue will result; we need strategic planning session as soon as possible.

Councillor Moritz: reviewed his prepared package, noting that lots of money will be coming down the pipe with developments underway and expected; ludicrous to have 2% increase with the high tax rates existing; behooves Council to ask formally for management to bring in 0% tax increase budget.

MOVED by Councillor Hallberg, SECONDED by Councillor Henderson:

THAT Council hold another Committee of the Whole Meeting to discuss the budget and recommendations;

AND THAT third reading of 2004 Financial Plan Bylaw be deferred to April 27, 2004 Regular Meeting.

CARRIED.

Mayor Harriman, Councillors Hurd and Reid OPPOSED.

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**2004 FINANCIAL
PLAN (CONT.)**

Mayor Harriman reiterated that staff did bring forward a 0% increase budget, and Council increased it by 2% in order to have capital funding.

**#1717 SIGNING
AUTHORITY**

The Treasurer presented a report regarding Signing Authority Bylaw Bylaw Number 1717, required due to the resignation of the Administrator.

MOVED by Councillor Henderson, SECONDED by Councillor Hallberg:

THAT Signing Authority Bylaw Number 1717, 2004 be read a First, Second and Third Time.

CARRIED.

#1719 OCP AMEND.

The Acting Administrator presented a detailed report outlining required amendments to Official Community Plan Bylaw No. 1600 due to inconsistencies between the OCP and the Construction of Wharves and Buoys Bylaw.

MOVED by Councillor Hallberg, SECONDED by Councillor Reid:

THAT Official Community Plan Bylaw No. 1600 Amendment Bylaw Number 1719, 2004 be read a First and Second time;

AND THAT a public hearing be authorized.

CARRIED.

**#1720 WHARVES &
BUOYS**

The Acting Administrator noted that the report for Bylaw #1719 applies to Bylaw #1720.

MOVED by Councillor Reid, SECONDED by Councillor Hallberg:

THAT Construction of Wharves and Piers and the Placement of Buoys Bylaw Number 1436 Amendment Bylaw Number 1720, 2004 be read a First and Second time.

CARRIED.

ADJOURNMENT

MOVED by Councillor Reid, SECONDED by Councillor Henderson:

THAT the Regular Council Meeting adjourn at 9:55 p.m.

CARRIED.

Certified Correct.

(Original signed by Mayor and Corporate Officer)

Mayor

Corporate Officer

Dated at Peachland, B.C.
This 28th day of April, 2004.