

THE CORPORATION OF THE DISTRICT OF PEACHLAND
REGULAR COUNCIL MEETING MINUTES
HELD TUESDAY, APRIL 24TH, 2001 AT 7:00 P.M.
IN THE COUNCIL CHAMBERS, PEACHLAND COMMUNITY CENTRE

PRESENT: Mayor Waldo, Councillors Dionne, Fraser, Gough, Nielsen, Papineau and Whitelegg

STAFF: Peter Jmaeff, Administrator
Betty Briggs, Deputy Clerk/Administrative Assistant
Doug Pryde, Treasurer
Heidi Simkins, Planning Secretary

Members of the Public
Members of the Media

CALL TO ORDER Mayor Waldo called the Regular Meeting to order at 7:44 p.m.

AMENDMENTS TO AGENDA The following amendments to the Agenda were noted:
Delete: 8-B: Jack Beach
7-K: Section 700 Notice
Add: 7-O: Beach Avenue Concession Tender
8-B: Wellness Centre Update

ADOPTION OF THE MINUTES

ADOPTION OF MINUTES MOVED by Councillor Papineau, SECONDED by Councillor Dionne:

THAT the Minutes of the Regular Meeting held April 10, 2001 be adopted as circulated.

CARRIED.

UNFINISHED BUSINESS

TRANSPORTATION DEMAND MGMT. PROGRAM MOVED by Councillor Nielsen, SECONDED by Councillor Papineau:

THAT the District of Peachland declines to participate in the Regional Transportation Demand Management Program.

CARRIED.
Councillor Whitelegg OPPOSED.

STAFF REPORTS

2000 FINANCIAL STATEMENTS The Treasurer presented a report regarding the 2000 Financial Statements. The auditor, Mr. Lee, presented the auditor's report, and noted that there were no significant matters to bring to Council's attention, and that the auditors were pleased that the recommendations from last year have been implemented.

MOVED by Councillor Dionne, SECONDED by Councillor Whitelegg:

THAT the Report regarding the 2000 Financial Statements be received for information purposes.

CARRIED.

Regular Council Meeting Minutes
April 24, 2001
Page 2

2001 PARCEL TAX BYLAWS

The Treasurer presented a report on the 2001 Parcel Tax Bylaws for Debt repayment.

MOVED by Councillor Papineau, SECONDED by Councillor Fraser:

THAT the Report regarding 2001 Parcel Tax Bylaws be received for information purposes.

CARRIED.

Councillor Fraser noted that there are no increases to parcel taxes from last year.

2001 TAX RATES BYLAW

The Treasurer presented a report regarding the 2001 Tax Rates Bylaw, which has a 4.68% increase over last year. The increase raises \$231,198, which will be placed in the policing reserve fund. The Treasurer advised that the school tax rate was received today from the Province and has been amended in the Tax Rates Bylaw.

MOVED by Councillor Fraser, SECONDED by Councillor Papineau:

THAT the Report regarding the 2001 Tax Rates Bylaw be received for information purposes.

CARRIED.

ECONOMIC DEV. STRATEGY COM.

The Administrator presented a Report regarding the new Economic Development Strategy Committee. Should Council approve the recommended resolution, a meeting of the Committee will be held tomorrow afternoon.

MOVED by Councillor Papineau, SECONDED by Councillor Nielsen:

THAT Council support the committee to continue with the development of a marketing plan;

AND THAT Council approve the overall budget for economic development of \$33,000;

AND THAT the Mayor appoint the following members to the Economic Development Strategy Committee: Terry Tanner, Maggie Lovelock, Kenneth Rogers, Phil Kachanosky and Bill Bedford;

AND THAT Councillors Papineau and Nielsen remain as Council representatives on the Committee;

AND THAT the Administrator act as Chairman of the Committee.

CARRIED.

LIFEGUARDS AT SWIM BAY

The Administrator presented a Report regarding lifeguards at Swim Bay. Councillor Gough requested that qualified local children and qualified District employee's children have first chance at the jobs. Councillor Gough will draft a policy to this effect.

Regular Council Meeting Minutes
April 24, 2001
Page 3

**LIFEGUARDS
(CONT.)**

MOVED by Councillor Dionne, SECONDED by Councillor Papineau:

THAT the Report regarding lifeguards at Swim Bay be received for information purposes.

CARRIED.

APPOINTMENT OF APPROVING OFFICER The Administrator presented a Report recommending that Council appoint an Approving Officer for the District.

MOVED by Councillor Fraser, SECONDED by Councillor Papineau:

THAT the appointment of Mr. Wally Semenoff as Approving Officer for the District of Peachland be rescinded;

AND THAT Council appoint Mr. Peter Jmaeff as Approving Officer for the District of Peachland.

CARRIED.

**PUBLIC ACCESS
COMPUTERS**

The Administrator presented a Report regarding Public Access Computers which are available in Peachland, and the disbursement of computers from the Communications Society.

MOVED by Councillor Nielsen, SECONDED by Councillor Fraser:

THAT the Report regarding public access computers be received for information purposes.

CARRIED.

**EDGEWATER INN
SIDEWALK CAFÉ**

The Administrator presented a Report recommending Council approve the use of a portion of Beach Avenue as an outdoor seating area for the Edgewater Inn.

MOVED by Councillor Gough, SECONDED by Councillor Dionne:

THAT Council authorize staff to issue a permit for the use of a portion of Beach Avenue as an outdoor seating area for the Edgewater Inn Restaurant until October 15, 2001;

AND THAT the outdoor seating area be in the location of the cross hatched area of the road, plus one adjacent parking spot.

CARRIED.

Councillor Dionne asked that the Administrator ensure the District is added to the applicant's liability insurance.

**LETTER OF
SUPPORT YACHT**

The Administrator presented a Report requesting a letter of support for the Yacht Club in its efforts to obtain Federal/Provincial funding for its planned expansion. At a later date, the Yacht Club will be asking for permission to develop 6 feet into Swim Bay. The Club is required to provide wheelchair access.

Regular Council Meeting Minutes
April 25, 2001
Page 4

**YACHT CLUB
(CONT.)**

MOVED by Councillor Nielsen, SECONDED by Councillor Papineau:

THAT Council authorize a letter of support be written on behalf of the Yacht Club in support of their application for a grant from the Federal/Provincial Infrastructure Program for the installation of temporary breakwater.

CARRIED.

**RECREATION
FACILITIES COM.**

The Administrator presented a Report on behalf of the Development Services Committee recommending that Council approve the formation of a committee to quantify the recreation facilities that exist within the Municipality.

Through discussion, it was determined that the intent of the inventory is to include all Municipal facilities. Councillor Papineau advised that committee members will be the Recreation Director, the Superintendent, Pat Ryder, and others.

MOVED by Councillor Papineau, SECONDED by Councillor Whitelegg:

THAT Council approve the formation of a committee to quantify the municipal facilities that exist within the District of Peachland.

CARRIED.

**BUILDING
VIOLATION**

The Planning Secretary presented a Report requesting Council's direction to place a Section 700 notice on the land title for Lot 2, Plan 28857 D.L. 449, 5126 Robinson Place. The Building Permit has not been finalized and cannot be closed until a Schedule 'C' for geotech is received from a professional engineer.

MOVED by Councillor Nielsen, SECONDED by Councillor Dionne:

THAT Council direct that a notice be filed on the title of Lot 2, Plan 28857, O.D.Y.D., pursuant to Section 700(3) of the Local Government Act, and pursuant to that section of the Local Government Act, further information regarding the notice be limited to the fact that:

1. The building permit for the subject dwelling, built under authority of Building Permit #5363/96, has not been finalized, which is a violation of Regional District of Central Okanagan Building Bylaw #835. The permit cannot be closed until a 'Schedule C' for geotech is received from a professional engineer.

CARRIED.

**VOLUNTEER
BREAKFAST**

The Deputy Clerk presented a Report for information regarding the planned Volunteer Breakfast on June 8th from 7:30 to 9:30 a.m. This is the International Year of the Volunteer. Councillor Papineau asked volunteers to confirm attendance by May 25th to the Recreation Director.

MOVED by Councillor Papineau, SECONDED by Councillor Dionne:

THAT Council receive the Report regarding the Volunteer Breakfast for information purposes.

CARRIED.

Regular Council Meeting Minutes
April 24, 2001
Page 5

PEACHLAND BEACH RUN The Deputy Clerk presented a Report requesting sponsorship to the Peachland Beach Run on July 1st. This is the 16th annual Run, and funds raised this year will go to children's cancer.

MOVED by Councillor Dionne, SECONDED by Councillor Gough:

THAT Council approve a sponsorship to the Peachland Beach Run in the amount of \$250.

CARRIED.

CONCESSION LEASE The Administrator presented a Report regarding tenders received for the Concession at Swim Bay. Two bids were received, and the recommendation is to award the contract to the lowest bidder.

MOVED by Councillor Gough, SECONDED by Councillor Papineau:

THAT Council authorize the Administrator to enter into a lease agreement for the Concession at Swim Bay with Millenium Publishing for the summer seasons, May to September, 2001 and 2002, for the price of \$825 per month plus utilities.

CARRIED.

DELEGATIONS AND PRESENTATIONS

G. AUMOND Councillor Nielsen raised a point of order in that Mr. Aumond had not provided a written submission for his presentation, in contravention of the Council Procedure Bylaw. Mr. Aumond could provide material and Council would hear him at the next meeting. Councillor Gough suggested Mr. Aumond address Council at the Question and Answer Period on this Agenda.

MOVED by Councillor Gough, SECONDED by Councillor Nielsen:

THAT Council adhere to the Council Procedure Bylaw.

CARRIED.

Councillor Fraser OPPOSED.

WELLNESS CENTRE Ms. Dianne Geddes addressed Council with an update on the Wellness Centre. As of next week, the Centre will be open Mondays and Wednesdays from 8:30 am to 12:30 pm, and a fund-raising garage and bake sale will be held May 5th.

Councillors Nielsen and Papineau commended the volunteers who have worked very hard on this transformation.

MAYOR AND COUNCILLOR'S REPORTS

COUNCILLOR FRASER Councillor Fraser reported on attendance at a tea at Fourth Street Place hosted by the Friends of the Little Schoolhouse, a Crime Stoppers session in Kelowna, and the District's Awards Night Ceremony last Friday night.

COUNCILLOR PAPINEAU Councillor Papineau reported that the foundation at the Little Schoolhouse will be completed next week, and that fundraising has been successful.

**MAYOR
WALDO**

Mayor Waldo extended thanks to Barbara Montgomery and the New Comers Club.

BYLAWS AND BYLAW REPORTS

Bylaw for Second and Third Readings

BYLAW #1603 Councillor Fraser stated objections to Second and Third Readings of Zoning Bylaw Number 1375 Amendment Bylaw Number 1603, 2001 as follows: Blue Waters area residents bought or built expecting the area to remain single family residential; previous Council promised the area would remain single family for the foreseeable future; the Beach Avenue Neighbourhood Plan had been amended to prohibit multiple family dwellings in the area; the new Comprehensive Development Zone proposed uses residential setbacks, not multiple family zoning setbacks; a variance is included of 20 feet for each sideyard setback and 5 feet for the front, without going to Board of Variance; the area between the Municipal Office and the Community Centre has been approved for multiple family and commercial development.

Discussion took place on the following points: infrastructure is in place which allows development; the Administrator is to ensure technical requirements such as setbacks are followed through the Development Permit process; the Planner is compelled to bring forward rezoning applications to Council.

MOVED by Councillor Dionne, SECONDED by Councillor Nielsen:

THAT Zoning Bylaw Number 1375 Amendment Bylaw Number 1603, 2001 be read a Second and Third Time.

CARRIED.
Councillor Fraser OPPOSED.

Bylaws for First, Second and Third Readings

**BYLAWS #s
1611, 1612,
1613, 1614,
1615, 1616,
1617, 1618,
1619**

MOVED by Councillor Nielsen, SECONDED by Councillor Fraser:

THAT the following Bylaws be read a First, Second and Third Time:

- 1) Beach Avenue Sewage Collection Specified Area Parcel Tax Bylaw Number 1611, 2001
- 2) Downtown Revitalization Parcel Tax Bylaw Number 1612, 2001
- 3) Regional District of Central Okanagan Westside Regional Sewer System Parcel Tax Bylaw Number 1613, 2001
- 4) Sewage Transmission Parcel Tax Bylaw Number 1614, 2001
- 5) Water System No. 2 Parcel Tax Bylaw Number 1615, 2001
- 6) Water System No. 3 Parcel Tax Bylaw Number 1616, 2001
- 7) Solid Waste Collection and Disposal Parcel Tax Bylaw Number 1617, 2001
- 8) Beach Avenue Sewage Collection Specified Area Acreage Parcel Tax Bylaw Number 1618, 2001
- 9) Tax Rates Bylaw Number 1619, 2001.

CARRIED.

OTHER BUSINESS

IN CAMERA MEETING

MOVED by Councillor Fraser, SECONDED by Councillor Papineau:

THAT an In Camera Meeting be held on Tuesday, May 8th, 2001 at 10:00 a.m. for the purpose of discussing Land, Labour or Legal issues.

CARRIED.

PUBLIC QUESTION AND ANSWER

D. OLSON

Mr. Don Olson asked if the Health Department is required to approve the Yacht Club's proposed expansion, as children swim near there and oil and gas float on the water. He asked if Council's letter of support should have a provisio to this effect.

The Administrator advised that several regulatory bodies will oversee the expansion.

S. GEIGER

Mrs. Shirley Geiger volunteered to sit on the Municipal Facilities Committee.

D. OLSON

Mr. Don Olson asked if there was a watchdog committee and could he become a member. He was advised Council has a Finance Committee. He asked if original pioneers of Peachland are invited to the volunteer breakfast.

ADJOURN

MOVED by Councillor Nielsen, SECONDED by Councillor Fraser:

THAT the Regular Council Meeting adjourn at 9:26 p.m.

CARRIED.

Certified Correct

Mayor

Municipal Clerk