

THE CORPORATION OF THE DISTRICT OF PEACHLAND

**Regular Council Meeting Minutes
Held Tuesday, November 25, 2003 at 7:00 p.m.
In the Council Chambers, Peachland Community Centre**

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

Administrator Peter Jmaeff
Municipal Clerk Betty Briggs
Treasurer Doug Pryde
Director of Planning & Development Services Chris Prosser
Fire Chief Grant Topham (part of meeting)

Members of the Public
Members of the Media

CALL TO ORDER: Mayor Harriman called the Regular Meeting to order at 7:00 p.m., and advised that the meeting is being audio-taped, with the tapes available at the District Office for a period of six months.

AMENDMENTS TO THE AGENDA Added to the Agenda:
8-D: Community Christmas Celebrations
12-A: December 9th In Camera Meeting time change
12-B: resolution to hold an In Camera Meeting December 3rd.

APPROVAL OF THE AGENDA MOVED by Councillor Moritz, SECONDED by Councillor Henderson:
THAT the Agenda be approved as amended.

CARRIED.

ADOPTION OF THE MINUTES

ADOPT MINUTES MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:
THAT the Minutes of the Regular Council Meeting held November 12, 2003 be adopted as circulated.

CARRIED.

PUBLIC COMMENTS/SUBMISSIONS

BRENT ROAD FIRE PROTECTION SERVICE ESTABLISHMENT BYLAW NO. 1702, 2003 Mayor Harriman noted that notices have been published and posted inviting public comment regarding the proposed provision of fire protection service to the Brent Road area, and advised that no written submissions have been received.

The Mayor asked if anyone present had comments or submissions regarding Brent Road Fire Protection Service Establishment Bylaw Number 1702, 2003. There were none.

Fire Chief Topham presented a report regarding the Bylaw, which recommended that Council receive the report, consider the proposed amendments to the agreement, and consider 2nd and 3rd Readings of the Bylaw.

Regular Council Meeting Minutes
November 25, 2003
Page 2

BRENT ROAD FIRE PROTECTION (CONT.) MOVED by Councillor Fraser, SECONDED by Councillor Henderson:

THAT the Fire Chief's report regarding the Brent Road Fire Protection Service Establishment Bylaw be received.

CARRIED.

DELEGATIONS AND PRESENTATIONS

CURLING CLUB

Mr. Bruce Baker, Mr. Stan March and Mr. Steve Mazanchuk addressed Council with the Curling Club's desire to continue working with the District to construct a multi-purpose curling rink building, and requested an extension to the December 30, 2003 date for the District to re-purchase the property on 6th Street from the Curling Club.

MOVED by Councillor Reid, SECONDED by Councillor Hallberg:

THAT the Curling Club item be submitted to Corporate Services and Development Services Committees to review the information presented this evening.

Discussion took place on whether to send this item to Corporate Services and Development Services Committees, or to call a Committee of the Whole meeting.

MOVED by Councillor Reid, SECONDED by Councillor Hallberg:

THAT the date for the District's re-purchase of the Curling Club property on 6th Street be extended from December 30, 2003 to January 31, 2004.

CARRIED.

MOVED by Councillor Moritz, SECONDED by Councillor Reid:

THAT the Curling Club item be reviewed, with staff input, at a Committee of the Whole Meeting to be held December 9, 2003 at 6:00 p.m.

CARRIED.

Mr. Gary Geiger advised Council that the conveyance documents are signed and with the Curling Club's lawyer in Westbank.

Councillor Hallberg left Council Chambers at 7:29 p.m.

SKATEBOARD PARK EQUIPMENT

The Mayor introduced Mr. Dave Warner, from Habitat Systems Inc., who displayed his company's parks and recreation equipment at the trade show at the Union of BC Municipalities Convention. Mayor Harriman invited Mr. Warner to this meeting to make a presentation on skateboard park equipment.

Councillor Hallberg returned to Council Chambers at 7:31 p.m.

Mr. Warner gave a power point presentation on modular, portable skateboard park equipment, trade name of 'Skatewave.'

SKATEBOARD PARK EQUIPMENT (CONT.) Councillors and the Mayor thanked Mr. Warner for his presentation.

MAYOR AND COUNCILLOR'S REPORTS

MAYOR HARRIMAN Mayor Harriman reported the arrival of the new fire truck, a state of the art piece of equipment, and attended the ribbon cutting ceremony today at 12:30 p.m. with PFRS members. The Mayor advised that the Chamber of Commerce information sign is now installed at Princeton and Beach Avenues. Mayor Harriman encouraged everyone to attend the Community Christmas Celebrations on December 5th, which will be different from previous years.

COUNCILLOR HENDERSON Councillor Henderson reported attending the following: PVA Stewardship meeting, Chamber of Commerce meeting, fire truck ribbon cutting ceremony. He invited everyone to attend the Community Christmas Celebrations, and noted the good use of the demo skateboard park equipment located at the basketball courts.

COUNCILLOR HALLBERG Councillor Hallberg attended: meetings with PDRS regarding leasing of the Seniors Activity Centre, a Community Christmas Celebration meeting with staff and the Mayor, the PFRS awards night at the Gasthaus, Corporate Services Committee, PVA Stewardship meeting, and the fire truck ribbon cutting ceremony.

COUNCILLOR REID Councillor Reid reported attending: Corporate Services Committee, PVA Stewardship meeting, a two day workshop on Municipal Governments on Crime Prevention and Public Safety at the Justice Institute in New Westminster, and the fire truck ribbon cutting ceremony.

COUNCILLOR HURD Councillor Hurd attended the PVA Stewardship meeting and the fire truck ribbon cutting ceremony. He reported working on several issues behind the scenes, for which Notices of Motion will come forward. He noted that he erred in copying an e-mail addressed to Councillor Moritz to all Council members.

COUNCILLOR MORITZ Councillor Moritz reported on attendance at numerous meetings over the past year, and working on several issues, some of which are resolved: audio taping Council meetings, new fire department vehicle, safety and access issues at Doggy Beach area, capital improvements, sewer acreage charges, purchasing policy, safety on Clements Crescent near the Elementary School, having items going to Council first, then to Committees if required, battling at In Camera meetings to hold the line on escalating costs. He has suggested the PVA hold the Stewardship meeting on a semi-annual basis.

COUNCILLOR FRASER Councillor Fraser attended an Okanagan Regional Library Board meeting, at which the 2004 budget was approved. Councillor Fraser also attended: PVA Stewardship meeting, PDRS meetings regarding lease of Seniors Activity Centre, and the fire truck ribbon cutting ceremony.

SEWER PROJECT The Administrator reported that the sewer project has started along Highway 97, and advised drivers to be cautious as the highway is congested near Renfrew Road.

Councillor Hallberg asked whether the contractors could be asked to park on the lake side of the highway.

COMMITTEE REPORTS

CORPORATE SERVICES Councillor Reid noted that the minutes are attached. The lease bylaw for the Seniors Activity Centre should be presented to Council at the December 9th Regular Meeting, as well as recognition of capital contributions, which will require debate by Council. At the next Corporate Services Committee meeting, the last of the recommendations from the Volunteer Support Review Committee will be discussed.

CHRISTMAS CELEBRATIONS Councillor Hallberg advised that the schedule of events for the Community Christmas Celebrations on December 5th will be published in the local papers, and will be on www.peachland.ca website. She invited everyone to attend this fun, family evening, which will be followed by the annual Breakfast with Santa on December 6th.

UNFINISHED BUSINESS

COMMUNITIES IN BLOOM 2004 Tabled at the November 12, 2003 Regular Meeting:

THAT the District of Peachland enter the Provincial Communities in Bloom Competition in 2004.

DEFEATED.
UNANIMOUS.

Council members found the Mayor's comments regarding sewer and development projects underway for 2004 as compelling reasons to delay entering the Communities in Bloom competition for next year. Councillor Hallberg has spoken with staff and committee members, who agree that the projects could be seen as an asset or a detriment, depending on the judges, and that it would be best to skip entering the competition in 2004.

SECORD WAY MOVED by Councillor Henderson, SECONDED by Councillor Fraser:

THAT the first new street, appropriate as decided by Council, to be developed in Peachland be named 'Secord Way.'

CARRIED.

SECURITY CAMERAS Councillor Hallberg withdrew her proposed motion regarding security cameras in light of Councillor Reid's recommendation that a crime prevention assessment of the community is required before any decisions are made. She also reported that the Superintendent will be bringing information regarding security cameras to an Operational Services Committee meeting.

STAFF REPORTS

**MGMT. STAFF
POLICY PER-130
AMENDMENTS**

The Administrator presented a report noting house-keeping amendments required to the Management Staff Policy #PER-130.

MOVED by Councillor Fraser, SECONDED by Councillor Reid:

THAT Management Staff Policy #PER-130 be adopted as amended:

- Article #1: 'Administrator/Clerk' changed to 'Administrator' and 'Municipal Clerk'
- Article #3(a) 'Deputy Clerk/Administrative Assistant' is changed to 'Municipal Clerk'
- Article #7(a) Hours of Work is removed; 7(b) becomes 7(a)
- Article #7 title changed from 'Hours of Work' to 'Rest Periods'

CARRIED.

**OFFICE CLOSURE
DEC. 24TH**

The Administrator presented a report requesting Council authorization to close the District Office on Wednesday, December 24th. The Office generally is closed for the afternoon on Christmas Eve day.

MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:

THAT Council grants permission to close the District Office on Wednesday, December 24, 2003.

CARRIED.

**BOARD OF
VARIANCE**

The Director of Planning & Development Services presented a report requesting that Council appoint Mr. Gordon Aumond to the Board of Variance. A vacancy has resulted with Mr. Jack Graham moving away from Peachland. The Provincial government no longer appoints a member to the Board; all members are appointed by Council. This was the result of recent changes to the *Local Government Act*.

MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:

THAT Council appoints Mr. Gordon Aumond as a member of the Board of Variance.

CARRIED.

**DEV. PERMIT
ISLAND VIEW VILLAS**

The Director of Planning & Development Services presented a detailed report recommending approval of the Development Permit, subject to conditions, for the Island View Villa project at 5165 Trepanier Bench Road, and noted that many concerns expressed at the Public Hearing have been addressed. He also requested Council's guidance regarding construction of the required walkway.

MOVED by Councillor Hallberg, SECONDED by Councillor Henderson:

THAT Council approves Development Permit No. DP02-10,006 for Lot 2, Plan KAP 49050 and Lot 50, Plan KAP 44215, DL 449, located at 5165 Trepanier Bench Road, to permit the construction of 60 residential units and associated amenity building;

DEV. PERMIT (CONT.) AND THAT the permit contains the following conditions:

- ISLAND VIEW VILLAS**
1. The location of buildings and structures shall be situated on the land in accordance with Schedule 'A', attached to the permit;
 2. That the development proceed in accordance with the recommendations contained within the Geo-technical Investigation, prepared by Golder Associates, and attached to the permit as Schedule 'B;'
 3. On-site storm water management plan be constructed as per the drawings submitted by CTQ Consultants and attached to the permit as Schedule 'C;'
 4. Landscaping Plan to be completed in accordance with Schedule 'D', attached to the permit;
 5. Engineered fire flows are required for this project;
 6. Storm water right-of-way through the subject property;
 7. Sanitary sewer right-of-way through the subject property to service properties to the west;

AND THAT issuance of the Development Permit be held until the District has received an executed off-site servicing agreement, registration of a Section 219 Restrictive Covenant and the securities for all off-site works, on-site landscaping, on-site retaining walls, storm water drainage systems and sanitary sewer within a right-of-way to the District.

CARRIED.

MOVED by Councillor Reid, SECONDED by Councillor Henderson:

THAT Council agrees to construct the pedestrian link at the developer's cost;

AND THAT the Director of Planning & Development Services report back to Council if the parties are unable to reach an agreement regarding construction of the pedestrian link.

CARRIED.

OTHER BUSINESS

IN CAMERA MTG. MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:

THAT an In Camera Meeting be held at 2:00 p.m. December 9, 2003, pursuant to Section 242.2© of the *Local Government Act*.

CARRIED.

MOVED by Councillor Fraser, SECONDED by Councillor Reid:

THAT an In Camera Meeting be held at 1:00 p.m. December 3, 2003, pursuant to Section 242.2(h) of the *Local Government Act*.

CARRIED.

BYLAWS

Bylaw for Final Reconsideration & Adoption:

**#1692 ZONING
ISLAND VIEW VILLAS**

MOVED by Councillor Fraser, SECONDED by Councillor Hurd:

THAT Zoning Bylaw No. 1375 Amendment Bylaw Number 1692, 2003 (CD-5 Island View Villas) be finally reconsidered and adopted.

CARRIED.

Bylaw for Second and Third Readings:

**#1702 BRENT ROAD
FIRE PROTECTION**

MOVED by Councillor Reid, SECONDED by Councillor Hurd:

THAT Council gives Second and Third Readings to Brent Road Fire Protection Service Establishment Bylaw Number 1702, 2003, subject to the addition of the following clauses in the Bylaw's attached agreement:

- i) The District of Peachland will obtain recovery of any insurance deductible paid by the District resulting from any claim(s);
- ii) The Central Okanagan Regional District will reimburse the District of Peachland for any increased insurance premium that the District may incur resulting from any claim(s).

CARRIED.

Bylaws for First, Second and Third Readings:

**#1705 FINANCIAL
PLAN AMENDMENT**

The Treasurer presented a report detailing the changes required to the 2003 Financial Plan Bylaw.

The Treasurer answered questions from Council members regarding specifics contained in the amendment Bylaw. Councillor Moritz questioned the allocation of fire fighting revenues to the fire equipment reserve fund, stating that the revenue should go in to general revenue. This will be discussed at budget deliberations.

MOVED by Councillor Moritz, SECONDED by Councillor Henderson:

THAT 2003 Financial Plan Amendment Bylaw Number 1705, 2003 be read a First, Second and Third Time.

CARRIED.

**#1706, 1707, 1708 &
1709 RESERVE
FUNDS EXPENDITURE**

The Treasurer presented a report explaining the reserve fund expenditure bylaws required.

MOVED by Councillor Reid, SECONDED by Councillor Hallberg:

THAT First, Second and Third Readings be given to:

- i) Non-Development Cost Charge-Roads Reserve Fund Expenditure Bylaw Number 1706, 2003;
- ii) Capital Works, Machinery and Equipment Reserve Fund

Regular Council Meeting Minutes
November 25, 2003
Page 8

**#1706, 1707, 1708 &
1709 (CONT.)**

- iii) Expenditure Bylaw Number 1707, 2003;
Non-Development Cost Charge-Water System Number One
Improvements Reserve Fund Expenditure Bylaw Number 1708,
2003;
- iv) Non-Development Cost Charge-Water System Number Two
Improvements Reserve Fund Expenditure Bylaw Number 1709,
2003.

CARRIED.

#1710 SALE OF LAND MOVED by Councillor Moritz, SECONDED by Councillor Fraser:

THAT First, Second and Third Readings be given to Sale of Land or
Improvements Reserve Fund Expenditure Bylaw Number 1710, 2003.

CARRIED.

The Administrator advised that the funds to re-purchase the Curling Club
property are in trust with the District's lawyer.

#1701 CEMETERY

The Treasurer presented a detailed report explaining the new Cemetery
Bylaw, and answered numerous questions from Council members. It was
noted that direction to staff to review and amend Cemetery rates was
given at an open Council meeting several months ago.

MOVED by Councillor Moritz, SECONDED by Councillor Fraser:

THAT Schedule 'C' of the proposed Cemetery Bylaw Number 1701,
2003 be amended as follows:

Weekday Child Resident increased from \$185 to \$215
Weekday Child Non-Resident decreased from \$280 to \$250.

DEFEATED.

Mayor Harriman, Councillors Hallberg, Henderson, Hurd & Reid OPPOSED.

MOVED by Councillor Reid, SECONDED by Councillor Hurd:

THAT Cemetery Bylaw Number 1701, 2003 be read a First, Second and
Third Time.

CARRIED.

Councillor Fraser OPPOSED.

MOVED by Councillor Moritz:

THAT the rates contained in Cemetery Bylaw Number 1701, 2003 be
implemented as of March 31, 2004;

AND THAT prior to the end of January, 2004, the new rates be mailed to
Peachland residents.

FAILED due to lack of Seconder.

QUESTION AND ANSWER PERIOD

R. J. COLDHAM Mrs. Jean Coldham suggested an award be given to those members of the public who sit through the Council meeting to the end, not leaving en masse once their particular issue has been dealt with.

G. THORNE Mr. Gord Thorne, President, Little Schoolhouse Society, invited all members of Council to attend a performance for seniors by 35 students from the Elementary School on December 17th at 1:00 p.m.

J. JAY Mr. and Mrs. Joe Jay asked what is being done regarding the letter they submitted to Council with a safety concern.

The Mayor advised that staff will be responding to the letter. A copy of the response will be given to Councillors.

ADJOURNMENT MOVED by Councillor Reid, SECONDED by Councillor Fraser:

THAT the Regular Council Meeting adjourn at 9:14 p.m.

CARRIED.

(Original signed by Mayor and Clerk)

Certified Correct.

Mayor

Municipal Clerk

Dated at Peachland, B.C.
This 10th day of December, 2003.