

THE CORPORATION OF THE DISTRICT OF PEACHLAND

**Regular Council Meeting Minutes
Held Tuesday, July 11, 2006 at 7:00 p.m.
In the Council Chambers, Peachland Community Centre**

PRESENT: Mayor Reid, Councillors Condon, Fraser, Hallberg, Moritz, Nielsen & Thorne

CAO Elsie Lemke
Corporate Officer Betty Briggs
Director of Operations Dave Gold
Contract Planner Ken Cossey
Fire Chief Grant Topham

Members of the Public
Members of the Media

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

AMENDMENTS TO THE AGENDA Added to the Agenda:
11-B: In Camera Meeting July 26, 2006 Sec. 90(1)(c)
11-C: In Camera Meeting August 8, 2006 Sec. 90(1)(e)

APPROVAL OF THE AGENDA MOVED by Councillor Moritz, SECONDED by Councillor Thorne:

THAT the Agenda be approved as amended.

CARRIED.

PRESENTATIONS & DELEGATIONS

OKANAGAN COLLEGE

Okanagan College President Jim Hamilton and Director of Public Affairs Alan Coyle gave a power point presentation titled 'Transforming Lives and Communities,' which provided a history of the first year of existence for Okanagan College. They provided a progress report and plans for the next 5 years.

MOVED by Councillor Hallberg, SECONDED by Councillor Condon:

THAT the presentation time be extended by 10 minutes.

CARRIED.

Mr. Coyle noted that OC is living up to its newly drafted mission statement, 'Okanagan College transforms lives and communities,' with more program development, more interconnection with Valley communities and exploring relationships with UBC-O, BCIT, Thompson Rivers University, and possible international partners.

Council members thanked Mr. Hamilton and Mr. Coyle for their presentation, and noted that Peachland is open to a satellite campus locating here.

WELLNESS CENTRE Mr. Barrie Hewer, President, Peachland Wellness Centre Society, presented to Council a report titled, 'Activities 2004 – 2005 and Business Plan 2006/2007.' He thanked Council for its on-going support. He advised that public forums will start soon towards development of a

Regular Council Meeting Minutes
July 11, 2006
Page 2

WELLNESS CENTRE (CONT.) crystal meth program for which UBCM funding in the amount of \$6250 was received. Mr. Hewer also thanked Council for its support of the Mayor's Task Force for Seniors Housing; an important meeting will be held tomorrow with the consultants doing the study.

Mayor Reid advised that a presentation is scheduled for the August 8th Council meeting regarding the seniors housing study. He thanked Mr. Hewer for his presentation.

ADOPTION OF THE MINUTES

ADOPT MINUTES MOVED by Councillor Fraser, SECONDED by Councillor Moritz:

THAT the Minutes of the Regular Council Meeting held June 27, 2006 be adopted as circulated.

AMEND MINUTES MOVED by Councillor Condon, SECONDED by Councillor Thorne:

THAT the Minutes of the Regular Council Meeting held June 27, 2006, be amended as follows:

Page 6, 6th & 7th paragraphs: "THAT the main motion be amended to include, "subject to an alternative configuration at Todd Road and Highway 97 not being found to the satisfaction of the Ministry of Transportation and the District of Peachland, prior to **any action being taken to close** Todd Road."

Page 2, 4th paragraph: remove Councillor Condon as 'opposed' to the motion.

CARRIED.

MINUTES AS AMENDED THAT the Minutes of the Regular Council Meeting held June 27, 2006 be adopted as amended.

CARRIED.

MOVED by Councillor Thorne, SECONDED by Councillor Condon:

THAT the Minutes of the Public Hearing held June 28, 2006, for Official Community Plan Bylaw No. 1600 Amendment Bylaw Number 1802, 2006, and Zoning Bylaw No. 1375 Amendment Bylaw Number 1803, 2006, be adopted as circulated.

CARRIED.

UNFINISHED BUSINESS

UBCM RE: IHA RESOLUTION MOVED by Councillor Condon, SECONDED by Councillor Thorne:

THAT the letter from UBCM confirming the District's resolution regarding the turbidity notification program requirement from IHA be received.

CARRIED.

UBCM (CONT.) Mayor Reid reported that the resolution was endorsed by the Regional District Board at its meeting last night. CAO Elsie Lemke advised that a draft resolution to Interior Health regarding the turbidity notification program will come to Council at the August 8th meeting.

COMMITTEE & STAFF REPORTS

Committee Reports:

ELUC Chair Councillor Hallberg noted that the minutes of the June 27th Environment and Land Use Committee meeting are attached. One correction to the minutes will be made at the next ELUC meeting, regarding the motion on the Dupuis covenant.

**Staff Reports:
Planning & Development:**

**BYLAW #1770
4026 BEACH AVE.
R-1 TO R-3
DUPUIS** Contract Planner Ken Cossey presented a report regarding Zoning Amendment Bylaw Number 1770, 2005, 4026 Beach Avenue, Dupuis, and noted that Ministry of Transportation approval for the Bylaw was received June 20th. Staff recommend the Bylaw not be given final adoption until off-site servicing issues are negotiated with the applicant. Director of Operations Dave Gold advised that off-site services may include fire hydrant, water main upgrades, curb and gutter, drainage, asphalt and sidewalks, on both Beach Avenue and Butler Place. Cost estimates have not been done. Mr. Cossey explained that there are two steps where off-site servicing costs can be collected, at subdivision stage or at adoption of the bylaw; this issue is part of the bylaw, not the Development Permit. He advised that the applicant was made aware of this requirement approximately 3 weeks ago.

MOVED by Councillor Condon, SECONDED by Councillor Hallberg:

THAT Council not give final reconsideration and adoption to Zoning Bylaw No. 1375 Amendment Bylaw Number 1770, 2005, until staff have concluded negotiations for the required off-site services.

CARRIED.
Councillor Nielsen OPPOSED.

**WITHDRAW
7-C & 7-D** Mayor Reid noted that because Bylaw 1770 was not adopted, the two related items are withdrawn from the Agenda, and will return to Council when the Bylaw returns: 7-C: Restrictive Covenant – Dupuis – 4026 Beach Avenue, and 7-D: Development Permit #05-10,004 – Dupuis – 4026 Beach Avenue.

**BYLAW #1802
5126 MACKINNON RD.
TREPANIER MANOR
OCP AMEND.** MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:
THAT Official Community Plan Bylaw No. 1600 Amendment Bylaw Number 1802, 2006, be read a Third Time.

CARRIED.

Regular Council Meeting Minutes
July 11, 2006
Page 4

BYLAW #1803 MOVED by Councillor Fraser, SECONDED by Councillor Moritz:
5126 MACKINNON RD.
TREPANIER MANOR THAT Zoning Bylaw No. 1375 Amendment Bylaw Number 1803, 2006,
ZONING AMEND. be read a Third Time.
CARRIED.

Operations & Public Works:

TERASEN R.O.W. Director of Operations Dave Gold presented a report regarding a request from Terasen Utilities for an additional right-of-way over District-owned property at 3876 Coldham Road. The fee to be paid to the District is \$1.00, with additional utility taxes.

MOVED by Councillor Condon, SECONDED by Councillor Hallberg:

THAT a Statutory Right-of-way Agreement be entered into between the District of Peachland and Terasen Utilities over Lot 63, DL 1174, ODYD, Plan KAP44113, 3876 Coldham Road;

AND THAT Council authorizes the Mayor and CAO to execute the documents on behalf of the District of Peachland.

CARRIED.

SWIM BAY CONCESSION Director of Operations Dave Gold presented a report requesting Council authorization to enter into an agreement with Brenda Pawlyszyn for the operation of the Swim Bay Concession. The CAO explained that this item has come to Council for authorization pursuant to Council's leasing policy, as this agreement includes lease of District property. Although the revenue may be minor, it is not covered by the purchasing policy, therefore, staff are required to bring this to Council.

MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:

THAT Council authorizes the agreement with Brenda Pawlyszyn for the Swim Bay Food Concession Operation for the period June 15, 2006 to September 15, 2007.

CARRIED.

Fire Department:

OUT OF AREA RESPONSES Fire Chief Grant Topham presented a report requesting Council authorization for PFRS to respond to interface fire incidents outside the District's boundaries until September 30, 2006. The CAO advised that the *Community Charter* requires consent of CORD and RDOS first, and the limits of response area need to be defined. The Fire Chief clarified that PFRS would respond if a fire threatened the life or safety of the District, and areas would include RDOS between Peachland and Summerland (where there is no fire protection,) the Coquihalla Connector, bush fires above Peachland.

Regular Council Meeting Minutes
July 11, 2006
Page 5

**OUT OF AREA
(CONT.)**

MOVED by Councillor Thorne, SECONDED by Councillor Hallberg:

THAT Council authorizes Peachland Fire and Rescue Service to respond to Interface Fire Incidents outside the District of Peachland's fire protection area, where fire could threaten life or property in the District of Peachland, until September 30, 2006, subject to consent received for the provision of service from Regional District of Central Okanagan and Regional District of Okanagan Similkameen.

CARRIED.

MOVED by Councillor Moritz, SECONDED by Councillor Hallberg:

THAT the Public Safety & Security Committee review the out of area responses parameters and bring back a framework policy for Council's consideration.

CARRIED.

MAYOR & COUNCILLORS' REPORTS

Members of Council congratulated Fire Chief Topham on obtaining the Fire Officer 1 certification.

**COUNCILLOR
THORNE**

Councillor Thorne attended a PFRS Officers' meeting on July 6, and a PDRS Directors' meeting on July 10. He thanked Recreation Director Pelma Haffenden, staff, PFRS and all the volunteers who worked hard to make Canada Day celebrations such a success.

**COUNCILLOR
FRASER**

Councillor Fraser attended Canada Day and thanked all who worked hard to make it an enjoyable day.

**COUNCILLOR
HALLBERG**

Councillor Hallberg also attended Canada Day events and thanked staff and volunteers.

**COUNCILLOR
CONDON**

Councillor Condon echoed the remarks regarding Canada Day.

MAYOR REID

Mayor Reid thanked all involved for the well organized Canada Day Celebrations. He advised that the Regional District Board endorsed Peachland's resolution to UBCM regarding IHA's turbidity notification program. At the Okanagan Basin Water Board meeting today, the Water Stewardship Council was discussed at length, and more information will be forthcoming. Peachland received a \$27,242.50 towards our water meter project.

CORRESPONDENCE

SAFETY STANDARDS MOVED by Councillor Hallberg, SECONDED by Councillor Condon:

THAT the letter from the Minister Responsible for Housing regarding Safety Standards Amendment Act (marijuana grow operations) be received and referred to the Public Safety & Security Committee for review.

CARRIED.

OTHER BUSINESS

IN CAMERA MTGS. MOVED by Councillor Fraser, SECONDED by Councillor Thorne:

THAT an In Camera Meeting be held at 9:00 a.m. Tuesday, July 18th, 2006, pursuant to Sec. 90(1)(k) [preliminary discussions respecting provision of municipal service] of the *Community Charter*.

CARRIED.

MOVED by Councillor Thorne, SECONDED by Councillor Condon:

THAT an In Camera Meeting be held at 1:00 p.m. Tuesday, July 25th, 2006, pursuant to Sec. 90(1)(c) [employee relations] of the *Community Charter*.

CARRIED.

MOVED by Councillor Fraser, SECONDED by Councillor Condon:

THAT an In Camera Meeting be held at 1:00 p.m. Tuesday, August 8th, 2006, pursuant to Sec. 90(1)(e) [land] of the *Community Charter*.

CARRIED.

QUESTION PERIOD

K. CARSON

Mr. Kit Carson, 4016 Butler Place, noted the possibility of Todd Road being closed, and stated that intersections at 13th Street and the mall are worse. He asked if there is any talk with the Ministry of Transportation regarding regulating traffic flow. Mayor Reid responded that there are on-going discussions with the Ministry and MLA Rick Thorpe. Mr. Carson asked if there is any limit on the quantity of sewage shipped to Westbank, noting the development on the Westside and here. Mayor Reid advised that quantities are taken in to consideration, and eventually, holding tanks will be required in Peachland.

ADJOURNMENT

MOVED by Councillor Nielsen:

THAT the Regular Council Meeting adjourn at 8:26 p.m.

CARRIED.

(Original signed by Mayor & Corporate Officer)

Certified Correct.

Mayor

Corporate Officer

Dated at Peachland, B.C.
This 9th day of August, 2006.