

THE CORPORATION OF THE DISTRICT OF PEACHLAND

**Regular Council Meeting Minutes
Held Tuesday, December 9, 2008 at 7:00 p.m.
In the Council Chambers, Peachland Community Center**

PRESENT: Mayor Fielding, Councillors Fraser, Condon, Hurd, Bell, Moberg, Schierbeck
CAO Elsie Lemke
Corporate Officer Polly Palmer
Director of Finance Doug Pryde
Director of Planning Dave Smith
Director of Operations Doug Allin
Engineering Technician

Members of the Public
Members of the Media

CALL TO ORDER: Mayor Fielding called the meeting to order at 7:00 p.m.

APPROVAL OF THE AGENDA MOVED by Councillor Condon, SECONDED by Councillor Schierbeck:
THAT the Agenda be approved as circulated.

CARRIED.

ADOPTION OF THE MINUTES

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

THAT the minutes of the Regular Council meeting held November 25, 2008 be adopted as circulated; and

THAT the minutes of the Inaugural Meeting held December 2, 2008 be adopted as circulated.

CARRIED.

COMMITTEE & STAFF REPORTS

STAFF REPORTS MOVED by Councillor Condon, SECONDED by Councillor Fraser:

THAT Council receive the following November staff reports:

- i) Peachland Fire and Rescue Service
- ii) Corporate Services & Recreation
- iii) Operations & Public Works
- iv) Planning & Development
- v) Building Department
- vi) Bylaw Enforcement

CARRIED.

Administration & Finance:

CIVIC GRANT APPLICATION

CAO Elsie Lemke presented a report regarding receipt of 2009 Civic Grant applications.

MOVED by Councillor Bell, SECONDED by Councillor Condon:

THAT 2009 Civic Grant applications be forwarded to Committee of the Whole for budget deliberations.

CARRIED.

BYLAW #1897 SIGNING AUTHORITY AMEND.

Signing Authority Bylaw No. 1774 is being amended by deleting the the two past Council names and inserting Mayor Fielding and Councillor Condon to the list of names as alternates for cheque signing authority on behalf of the District.

MOVED by Councillor Hurd, SECONDED by Councillor Schierbeck:

THAT Signing Authority Bylaw No. 1774 Amendment Bylaw Number 1897, 2008 be read First, Second and Third Times.

CARRIED.

PROFESSIONAL SERVICE PROVIDERS

CAO Elsie Lemke presented a report recommending the appointment of Professional Service Providers for the District in 2009

MOVED by Councillor Fraser, SECONDED by Councillor Condon:

THAT the following are appointed for provision of professional services to the District for 2009:

- | | |
|--------------|--|
| 1. Banker | Valley First Credit Union (Peachland) |
| 2. Auditor | Grant Thornton Chartered Accountants (Kelowna) |
| 3. Solicitor | Young Anderson & Associates (Vancouver & Kelowna)
Bell & Jacoe (Summerland) |
| 4. Engineer | Urban Systems Ltd. (Kelowna) |

CARRIED.

BYLAW #1895 FINANCIAL PLAN AMEND.

The Financial Plan Amendment Bylaw consolidates all of the changes approved by Council during the year. Bylaw Number 1895 received first three readings on November 25, 2008

MOVED by Councillor Condon, SECONDED by Councillor Moberg:

THAT 2008 Financial Plan Bylaw No. 1870 Amendment Bylaw Number 1895, 2008 be finally reconsidered and adopted.

CARRIED.

**BYLAW #1896
WATER
REGULATION**

Water Regulation Bylaw allows the District to regulate water meter matters with regards to maintenance, installation and management. Water Regulation Bylaw received the first three readings on November 25, 2008.

Council asked the Director of Operations for clarification of responsibility of the water meter pits

MOTION

MOVED by Councillor Condon, SECONDED by Councillor Bell:

THAT Water Regulation Bylaw Number 1896, 2008 be finally reconsidered and adopted.

CARRIED.

Planning & Development:

**BYLAW #1891
PINCUSHION
AREA SECTOR
PLAN**

Mayor Fielding introduced the final reconsideration and adoption of Bylaw Number 1891, Pincushion Area Sector Plan which was tabled by previous Council to this meeting, December 9, 2008.

CAO Elsie Lemke explained procedural process for a Bylaw going through the Public Hearing process.

Director of Planning Dave Smith presented report recommending final adoption of the Pincushion Area Sector Plan Bylaw Number 1891. Bylaw Number 1891 was given first and second reading November 14, 2008, Public Hearing was held November 13, 2008 and third reading was given on November 18, 2008.

Mr. Smith explained and outlined what an Area Sector Plan is and reviewed the amendments that Council made to the ASP at second reading.

Discussion ensued.

- Area Sector Plan is a document owned by the District of Peachland
- Official Community Plan currently has the subject area designated Medium Density Residential and Parks Recreation and Open Spaces
- The Area Sector Plan is updating and replacing a broad concept that is in the OCP with a substantially more detailed concept plan
- There are provisions in the ASP for a third road access and that it be done in the first stage of development
- If the golf course doesn't proceed Council is not obligated to approve zoning applications
- The ASP states that if the proponent obtains Crown Land for part of the golf course, there will be annexation of land into Peachland
- If the proponents don't obtain Crown Land it was suggested at the Public Hearing that the proponent may re-configure the golf course
- Affordable Housing linked to density bonus in the OCP document, for all applicants
- Density bonus is a method in the OCP to achieve more Affordable Housing if the potential is there and at the option of the District

- Building Code sets out provisions for radon gas mitigation in development
- The Planning department is not aware of recent Uranium studies undertaken in the Okanagan
- It is understood that the golf course will be built first as it is designated as being the first stage of development

BYLAW #1891 MOVED by Councillor Condon, SECONDED by Councillor Schierbeck:
CONTINUE

THAT Official Community Plan Bylaw No. 1600 Amendment Bylaw Number 1891, 2008, Pincushion Area Sector Plan be finally reconsidered and adopted

Comments from Council:

- It is important to remember that Council is being asked to give fourth reading to a Area Sector Plan not a development permit
- Any development proceeding in the Ponderosa Pincushion development will have to follow the strict guidelines of the ASP and obtain Council's approval at later stages in the development process

Mayor Fielding commented that because the community seemed divided on this ASP and because the Bylaw amendment came to this Council at 4th and final reading, at a stage when no further public input can be given, he is unable to support the Bylaw at this time.

MOTION THAT Official Community Plan Amendment No. 1600 Amendment Bylaw Number 1891, 2008, Pincushion Area Sector Plan be finally reconsidered and adopted

CARRIED.
Mayor Fielding **OPPOSED**

MAYOR & COUNCILLORS'S REPORTS

COUNCILLOR SCHIERBECK Councillor Schierbeck invited everyone to Centennial's first event New Years Eve Celebration on December 31, 2008 at the Community Centre

COUNCILLOR FRASER Councillor Fraser attended the Christmas Light up and congratulated the Director of Recreation Pelma Haffenden and the Lions Club for a job well done

COUNCILLOR HURD Councillor Hurd attended the Christmas Light up and commended staff for a great job. Councillor Hurd invited everyone to get involved this Christmas with the Angel Tree, and wished everyone a Merry Christmas

COUNCILLOR CONDON Councillor Condon wished everyone a Merry Christmas

COUNCILLOR BELL Councillor Bell attended the Christmas Light up and enjoyed the Municipal orientation tour. Councillor Bell attended the School District 23 Inaugural Meeting and wished everyone a Merry Christmas

COUNCILLOR MOBERG Councillor Moberg along with Councillor Schierbeck attended the Forestry project on Turner Avenue and wished everyone a Merry Christmas

MAYOR FIELDING Mayor Fielding attended the Christmas Light up and was grateful for the tour of the Municipal facilities by the Director of Operations, Doug Allin. Mayor Fielding attended the School Board Inaugural Meeting for School District 23. Thanked staff for all their hard work and wished everyone a Merry Christmas

CORRESPONDENCE

MEMORIAL MARKERS CAO Elsie Lemke presented Geraldine Oatman's request to relax Peachland's Cemetery Bylaw to allow a companion memorial marker measuring 36" wide and 18" high to be installed. Staff have reviewed the Cemetery Bylaw and have determined that amendments to the Bylaw should be considered to reflect more common sizes for memorial markers. Staff are in the process of drafting an amending Bylaw for Council consideration.

MOVED by Councillor Fraser , SECONDED by Councillor Moberg :

THAT companion memorial marker measurements in the Cemetery Bylaw No. 1701 be relaxed from 36" wide X12" high to 36" wide x 18" high, in order that Geraldine Oatman may install a companion marker at a casket grave site in the Peachland Cemetery.

CARRIED.

OTHER BUSINESS

IN CAMERA MEETING MOVED by Councillor Condon, SECONDED by Councillor Hurd:

THAT an In Camera Meeting be held Tuesday December 16, 2008 at 1:00 p.m. Pursuant to Sec. 90(1)(c) [labour/employee relations] of the *Community Charter*.

CARRIED.

QUESTION PERIOD

Nil

ADJOURNMENT MOVED by Councillor Condon/Moberg:

THAT the Regular Council Meeting adjourn at 8:05 p.m.

CARRIED.

(Original is signed by the Mayor and Corporate Officer)
Dated at Peachland, B.C. This 13th day of January, 2008.