

THE CORPORATION OF THE DISTRICT OF PEACHLAND

**Regular Council Meeting Minutes
Held Tuesday, November 25, 2008 at 7:00 p.m.
In the Council Chambers, Peachland Community Center**

PRESENT: Mayor Reid, Councillors Hallberg, Fraser, Thorne, and Moritz
CAO Elsie Lemke
Corporate Officer Polly Palmer
Director of Finance Doug Pryde
Director of Planning Dave Smith
Director of Operations Doug Allin

Members of the Public
Members of the Media

ABSENT: Councillor Condon

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

AMENDMENTS TO THE AGENDA MOVED by Councillor Moritz, SECONDED by Councillor Hallberg:

THAT the agenda be amended by the following:

- Item 4A – Centennial Committee Presentation
- Item 7C(i) – Interim Financing Report for Boys & Girls Club

CARRIED.

MOVED by Councillor Hallberg, SECONDED by Councillor Moritz:

THAT Official Community Plan Bylaw No.1600 Amendment Bylaw Number 1891, 2008 – Pincushion Area Sector Plan be added to the agenda as Item 7F, for final reconsideration and adoption.

CARRIED.

**Mayor Reid OPPOSED
Councillor Fraser OPPOSED**

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

THAT the Agenda be approved as amended.

CARRIED.

PRESENTATION

CENTENNIAL COMMITTEE

Chris Scowen from the Centennial Committee presented Mayor Reid and Council with a framed set of Centennial Stamps and thanked Council for their support of Peachland Centennial Committee over the past 18 months.

Mr. Scowen reported that 4,000 Centennial Stamps sold out in 5 days. December 1, 2008 4,000 more Centennial Stamps will be on sale at the Visitors Centre and on weekends at the Museum.

Mayor Reid thanked the Centennial Committee

ADOPTION OF THE MINUTES

**ADOPT
MINUTES**

MOVED by Councillor Fraser, SECONDED by Councillor Thorne:

THAT the minutes of the Regular Council meeting held November 18, 2008 be adopted as circulated.

CARRIED.

COMMITTEE & STAFF REPORTS

Administration & Finance:

**2008 LOCAL
GENERAL
ELECTION
PROCLAMATION**

Corporate Officer Polly Palmer submitted the Chief Election Officer's 2008 Local General Election Proclamation.

MOVED by Councillor Fraser, SECONDED by Councillor Hallberg:

THAT Council receive 2008 Local General Election Proclamation.

CARRIED.

**BYLAW #1895
FINANCIAL
PLAN AMEND.**

Director of Finance Doug Pryde presented a report recommending amendments to the 2008 Financial Plan Bylaw Number 1870, 2008. Council adopts the Financial Plan Bylaw early in the year, as the year proceeds, Council may approve revisions to spending. The Financial Plan Amendment Bylaw consolidates all of the changes approved by Council during the year.

MOVED by Councillor Moritz, SECONDED by Councillor Fraser:

THAT 2008 Financial Plan Bylaw No. 1870 Amendment Bylaw Number 1895, 2008 be read a First, Second and Third time.

CARRIED.

**BYLAW #1894
RESERVE FUND
TRANSFER**

District of Peachland Reserve Fund Transfer Bylaw Number 1894, 2008 received first, second and third readings at the November 18, 2008 Council Meeting.

MOVED by Councillor Hallberg, SECONDED by Councillor Thorne:

THAT District of Peachland Reserve Fund Transfer Bylaw Number 1894, 2008 be finally reconsidered and adopted.

CARRIED.

**BOYS & GIRLS
CLUB MOBILE
YOUTH CENTRE**

Director of Finance Doug Pryde presented a report in regards to interim financing in the amount of \$5,000 for the start up cost of implementing a Mobile Youth Centre Service in Peachland

**BOYS & GIRLS
CLUB MOBILE
YOUTH CENTRE
CONTINUED**

MOVED by Councillor Fraser, SECONDED by Councillor Thorne:

THAT Council approve interim financing in the amount of \$5,000 for the Boys & Girls Club to be drawn from surplus funds in 2008 or from the Reserve for Future Expenditures if no surplus funds are available in 2008.

MOVED by Councillor Hallberg, SECONDED by Councillor Moritz:

THAT the motion be amended by adding:
Subject to an agreement with the Boys & Girls Club approved by Council

**MOTION AS
AMENDED**

THAT Council approve interim financing in the amount of \$5,000 for the Boys & Girls Club to be drawn from surplus funds in 2008 or from the Reserve for Future Expenditures if no surplus funds are available in 2008, subject to an agreement with the Boys & Girls Club approved by Council.

CARRIED.

Planning & Development:

**BYLAW #1896
WATER
REGULATION**

Director of Operations Doug Allin presented a report regarding a Water Regulation Bylaw. The Water Regulation Bylaw allows the District to regulate water meter matters with regards to maintenance, installation and management.

Discussion ensued

Mayor Reid confirmed the District takes responsibility for damages to private property if caused by the District in the normal course of installing Municipal works.

MOTION

MOVED by Councillor Moritz, SECONDED by Councillor Hallberg:

THAT Water Regulation Bylaw No. 1896, 2008 be read a First, Second and Third time.

CARRIED.

**TEMPORARY
INDUSTRIAL
USE PERMIT**

Director of Planning presented a report recommending the approval of a Temporary Industrial Use Permit for onsite crushing and processing located at 5126 McKinnon Road.

The main issues are whether to allow trucking of material off the site or crushing and processing material onsite. The crushing and processing on the site would be done in a relatively isolated location and should cause limited overall impact in the community. However, it is apparent that trucking will cause noise, dust pollution and nuisance throughout the community.

Road damage issues – Ministry of Transportation and Infrastructure (MOT) weight and load restrictions.

Hours of Operation - issuance of a permit under the Earthworks Control Bylaw will include provisions for time limits of the crushing and processing being done onsite and for daily hours of operation

Set up requirements will need approval of the Director of Operations and the locations for crushing, processing and storage will be determined, taking into account the impact on the neighbouring property.

Due to public concerns on this issue and also as a result of general legal advice which has been provided to BC Municipalities, the Temporary Industrial Use permit is now the recommended administrative process.

Submissions from the public:

Ulrich Laux, 5146 MacKinnon Road (3) -opposed

J. Sproule, Architect - support

John Rawlins, 3693 Trepanier Heights Ave - support

Les & Kathleen Eaton, 3776 Inglis Place-no mention of Temporary Use Permit

Terry & Louise Mains, 3892 Desert Pines Ave-no mention of Temporary Use Permit

Carol Smithson – no mention of Temporary Use Permit

Director of Operations Doug Allin – Trucks loaded, traveling off site is going to cause a lot of disturbance. Impact to the community will be minimized if crushing is done onsite as opposed to trucking the material.

Discussion ensued:

- Dust mitigation from the trucking and/or the site crushing will be regulated by the earthworks permit. Examples are covering the piles of material and/or keeping the piles of material moist
- Director of Operations doesn't foresee excess materials going to waste, as the municipality has use for excess material
- Noise Bylaw states hours of construction can begin at 7:00 am – 9:00 pm, proposed times are 8:00 am – 3:30 pm. Director of Operations can regulate hours of operation from 9:00 am – 4:00 pm under the earthworks permit
- proponent agreed to the times of operation 9:00 am – 4:00 pm
- Noise level of the crusher is comparable to standing beside a roadway

Council asked why is the proponent excavating and removing so much material?

MOTION

MOVED by Councillor Moritz, SECONDED by Councillor Hallberg:

THAT Council hears from the proponent in order that they may answer Council's questions.

CARRIED.

Proponent Mr. Sproule reported that excavation is a result from the difference between existing grade and proposed grade. In order to develop Trepanier Manor in accordance with the currently approved

Development Permit requires approximately 43,300 metres square of excavation. The current, separate application for associated change to the existing Development Permit will reduce that excavation to 30, 500 metres square (a 30% reduction).

MOTION MOVED by Councillor Thorne, SECONDED by Councillor Hallberg:

THAT Council approve Temporary Industrial Use Permit for onsite crushing and processing on Lot 1, Plan 26239, DL1174, except Plan KAP 46706 located at 5126 McKinnon Road for the Trepanier Manor project.

CARRIED.

BYLAW # 1891 MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:
OCP Amend

THAT Official Community Plan Bylaw No. 1600 Amendment Number 1891, 2008 be tabled to the December 9, 2008 Council meeting.

CARRIED.
Moritz Opposed

MAYOR & COUNCILLORS'S REPORTS

MAYOR REID Mayor Reid thanked Council and the CAO for the painting that was presented to him at the previous Council meeting

Mayor Reid offered advice to the new Council:

Regional District is about to reinvent itself after having lost a significant number of its functions due to the incorporation of Westside. Mayor Reid expressed how important it is that new Council appoints their best and most forceful speaker to the Regional District Board;

This Council has worked hard to make sure Westside Regional Wastewater Treatment Plant remains a regional service. New Council should continue to advocate that it remains a regional service;

Mayor Reid recommended that new Council uphold the existing Council Policy about services outside Peachland boundaries. In order to receive Peachland services properties must join Peachland;

Mayor Reid encouraged new Council to keep pressing the Solicitor General's office on the undercount issue and the reliability of Peachland's census numbers;

District of Peachland have excellent staff, this Council have worked hard to hire the right people. The CAO is a valuable resource that Council should use. It was Mayor Reid's practice to brief the CAO immediately on every issue;

Governance is about good relationships. Peachland has excellent relationships with its MLA, MP, Westbank First Nations and Regional District, as well as neighbouring Municipalities; and

MAYOR REID CONTINUE Mayor Reid stated that Council is turning over a well financed and well run municipality and for the incoming Council to have fun and enjoy themselves.

COUNCILLOR MORITZ Councillor Moritz thanked the citizens of Peachland for the opportunity to serve them over the past 6 years. Thanked his Council colleagues for their efforts and their collective willingness to work cooperatively while presenting diverse opinions. Thanked all the staff for supporting and delivering the recommendations of Council. Although his family and business will be his focus at this point, he hopes to offer his service to the community 3 years from now should they wish to have him.

COUNCILLOR HALLBERG Councillor Hallberg stated it was time to pass the torch to the new Council. She is proud of the work that Council has done over the past six years and in particular the past three years. Councillor Hallberg stated that this Council leaves the District in good shape fiscally and physically. The Water Master Plan is an item she is especially proud of as well as the Area Structure/Sector Plan for Ponderosa-Pincushion and development of the Trepanier Manor project which have become assets for Peachland. Councillor Hallberg continued to state that Tourism is Peachland's main industry at the moment and the creation of these developments will provide future employment for our children and allow them to stay in Peachland.

Councillor Hallberg wished her fellow Councillors and Mayor Reid all the best for the future and offered her sincere thanks to the excellent staff who have supported and helped her over the past six years.

COUNCILLOR THORNE Councillor Thorne thanked the citizens of Peachland for the honour to have served the last three years as Councillor. He continued to say that it has been a pleasure to have worked with this Council and District staff. Councillor Thorne came from the volunteer community and will return to giving back to the community. Councillor Thorne announced that he has been asked to Co-Chair Communities in Bloom for our 2009 Centennial Year. Councillor Thorne will be volunteering for the Peachland Fire and Rescue Service where needed to assist in Interface Wildfire mitigation. Councillor Thorne will continue as a Director of Via 97 which is the alliance of Hwy 97 communities between Canada and the United States. Other organizations that Councillor Thorne is or will be involved in: Peachland Active Communities; will be joining the Peachland Advisory Committee for the Boys and Girls Club; and Councillor Thorne will be involved in a new business venture. Councillor Thorne wishes his Council colleagues and the new Council good health and success in their endeavours.

COUNCILLOR FRASER Councillor Fraser attended the Chamber of Commerce Business Awards Dinner and Dance at the over 50's club and wishes to congratulate all of the businesses that received the various awards. Councillor Fraser commented on the beautiful decorations and the excellent evening had by all that attended.

Councillor Fraser thanked the current Council and congratulated them for an excellent job done this term.

**NOTICE
OF MOTION**

MOVED by Councillor Moritz, SECONDED by Councillor Thorne :

THAT staff be requested to bring a report forward on options to
Incorporate wording similar to:

THAT new development meet in all substantial respects the intent
Content and systems outlined in LEED standards at not less than
a Bronze level, community wide.

CARRIED.

CORRESPONDENCE

MOVED by Councillor Hallberg, SECONDED by Councillor Fraser:

THAT Council receive the following correspondence for information:

- BC Assessment
- Central Okanagan Foundation

CARRIED.

OTHER BUSINESS

MOVED by Councillor Hallberg, SECONDED by Councillor Thorne:

THAT a Regular Council Meeting be set for December 9, 2008 at 7:00 p.m.

CARRIED.

**IN CAMERA
MEETING**

MOVED by Councillor Fraser, SECONDED by Councillor Moritz:

THAT an In Camera Meeting be held Tuesday December 9, 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 Hallberg:

THAT the Regular Council Meeting adjourn at 8:20 p.m.

CARRIED.

(Original is signed by the Corporate Officer and the Mayor)

Certified Correct.

Mayor

Corporate Officer

Dated at Peachland, B.C. This 9th day of December, 2008.