

Regular Council Meeting
held at City Hall, Council Chambers
171 Main Street, Penticton, B.C.

Tuesday, November 7, 2023
at 1:00 p.m.

Present: Mayor Bloomfield
Councillor Boulton
Councillor Gilbert
Councillor Graham
Councillor Konanz
Councillor Miller (via Zoom)
Councillor Watt

Staff: Anthony Haddad, City Manager
Angie Collison, Corporate Officer
Angela Campbell, Director of Finance & Administration
Kristen Dixon, General Manager of Infrastructure
Blake Laven, Director of Development Services
Paula McKinnon, Deputy Corporate Officer

1. Call to Order

The Mayor called the Regular Council Meeting to order at 1:00 p.m.

2. Introduction of Late Items

3. Adoption of Agenda

391/2023

It was MOVED and SECONDED

THAT Council adopt the agenda for the Regular Council Meeting held on November 7, 2023 as presented.

CARRIED UNANIMOUSLY

4. Adoption of Minutes:

4.1 Minutes of the October 17, 2023 Regular Meeting of Council

392/2023

It was MOVED and SECONDED

THAT Council adopt the Regular Council Meeting minutes of October 17, 2023 as presented.

CARRIED UNANIMOUSLY

4.2 Minutes of the October 30, 2023 Special Meeting of Council

393/2023

It was MOVED and SECONDED

THAT Council adopt the Special Council Meeting minutes of October 30, 2023 as presented.

CARRIED UNANIMOUSLY

5. Consent Agenda:

394/2023

It was MOVED and SECONDED

THAT Council approve the Consent Agenda:

1. Minutes of the October 17, 2023 Committee of the Whole;
2. Minutes of the October 17, 2023 Public Hearings;
3. Minutes of the October 11, 2023 Official Community Plan – Housing Task Force Meeting;
4. Minutes of the October 25, 2023 Official Community Plan – Housing Task Force Meeting; and

5. Release of Items from Closed Meeting:

THAT Council appoint Kristi Bauman, Randy Boras, Trisha Kaplan, James Ludvigson, Heather Miller, Grant Pattingale, Krista Russo and Leanne Williams to the Accessibility Committee.

THAT Council appoint Councillor Boulton to the Accessibility Committee.

CARRIED UNANIMOUSLY

6. Staff Reports:

6.1 Reconsideration Request for Remedial Action

Re: 1438 Government Street

Delegation: Susan Garnier, Estate Administrator, Public Guardian and Trustee of BC, informed Council that the sale of the property is pending with a closing date of November 30 and that that the pending purchaser has plans to demolish; however, the timeline is unknown. Ms. Garnier requested that Council consider extending the time limit for completion of all remedial action requirements to February 1, 2024.

395/2023

It was MOVED and SECONDED

THAT Council, pursuant to section 78 of the *Community Charter*, after reviewing the correspondence that is attached herein as Attachment A, and after providing the owner of the Property at 1438 Government Street, (the Property) having a legal description of: Amended Lot 1 (230920F), District Lot 250 Similkameen Division Yale District Plan 11894 Except Plan KAP68408 (Parcel Identifier: 009-484-981) with the opportunity to make representations to Council, reconfirm the remedial action requirements imposed on the Property, through Council Resolution No. 347/2023, on October 3, 2023.

CARRIED UNANIMOUSLY

6.2 RCMP Quarterly Update

396/2023

It was MOVED and SECONDED

THAT Council receive into the record the report titled "RCMP Quarterly Update" dated November 7, 2023.

CARRIED UNANIMOUSLY

6.3 Snow and Ice Control Policy CP#2023-09

397/2023

It was MOVED and SECONDED

THAT Council rescind "Snow and Ice Control Policy CP#2022-03";
AND THAT Council approve "Snow and Ice Control Policy CP#2023-09", a policy that provides a balance between public safety, the City's snow and ice removal resources, and the annual available budget.

CARRIED UNANIMOUSLY

6.4 Complimentary on-street parking downtown for the 2023 holiday season

398/2023

It was MOVED and SECONDED

THAT Council approve free on-street parking in the downtown area for the five weekends in December 2023, which include December 1, 2, 8, 9, 15, 16, 22, 23, 29 and 30.

CARRIED UNANIMOUSLY

6.5 Commercial Aquatics Land Lease for the Okanagan Lake Marina

399/2023

It was MOVED and SECONDED

THAT Council direct staff to apply to the Ministry of Forests, Lands and Natural Resource Operations for an Aquatics Land Lease at Okanagan Lake Marina, for a 30-year term;
AND THAT Council agree to acquire from the Province of British Columbia a lease for the term of 30 years over the property described as:

Firstly: District Lot 4197, Similkameen Division of Yale District, containing 0.363 hectares;

Secondly: That part of District Lot 3165s, Similkameen Division of Yale District, containing 0.68 hectares more or less;

Thirdly: That part of District Lot 3695s, Similkameen Division of Yale District, containing 1.25 hectares more or less;

Fourthly: That part of Block A of District Lot 216s, Similkameen Division of Yale District, lying west and south of District Lot 3965s containing 4.59 hectares more or less;

For the purposes of use, operation and maintenance of a commercial marina, restaurant, breakwater, seasonal boat storage and public use purposes;

AND THAT the Mayor and Corporate Officer be authorized to execute the application documents to the Ministry of Forests, Lands and Natural Resource Operations;

AND THAT the City Manager and Director of Finance and Administration be authorized to execute the lease agreement with the Province of British Columbia.

CARRIED UNANIMOUSLY

6.6 Signing Officers and Banker for 2023 and Subsequent Years

400/2023

It was MOVED and SECONDED

THAT Council approve signing authorities for the City's bank accounts at Valley First Credit Union as follows:

A Signers

- Anthony Haddad, City Manager
- Angela Campbell, Director of Finance and Administration
- Elma Hamming, Manager of Finance

- Courtney Jones, Financial Planning & Budget Specialist

B Signers

- Julius Bloomfield, Mayor
- Amelia Boulton, Councillor
- Isaac Gilbert, Councillor
- Ryan Graham, Councillor
- Helena Konanz, Councillor
- James Miller, Councillor
- Campbell Watt, Councillor

Signing officers for memberships 2491165 and 2357879 (City of Penticton) will be for the calendar year ending December 31, 2023 and subsequent years until changed.

AND THAT Council approve:

- Cliff Last, Director of Finance, South Okanagan Events Centre
- Susan Coombes, Senior Finance Manager, South Okanagan Events Centre
- Dean Clarke, General Manager, South Okanagan Events Centre
- Kevin Webb, Assistant General Manager, South Okanagan Events Centre
- Mary Richards, PTCC Director of Sales, Penticton Trade and Convention Centre
- Anthony Haddad, City Manager, City of Penticton
- Angela Campbell, Director of Finance and Administration, City of Penticton
- Elma Hamming, Manager of Finance, City of Penticton

Signing officers for membership 2491223 (South Okanagan Events Centre) for the calendar year ended December 31, 2023 and subsequent years until changed.

CARRIED UNANIMOUSLY

6.7 Utility Fees and Charges Amendment Bylaw No. 2023-38

401/2023

It was MOVED and SECONDED

THAT Council give first, second, and third reading to "Fees and Charges Amendment Bylaw No. 2023-38", a bylaw to set the 2024 Utility fees and charges.

CARRIED

Councillors Boulton, Konanz and Miller, Opposed

6.8 Grant Operating Agreements

It was MOVED/No Second

THAT Council approve the Municipal Grant Operating Agreements and direct staff to include the amounts from the Municipal Grant Operating Agreements into the 2024-2028 Financial Plan as follows:

- Art Gallery \$140,000
- SS Sicamous \$85,000
- Penticton & District Arts Council \$ 30,000
- Activate Penticton \$15,000
- Penticton & Area Cycling Association \$49,000

AND THAT Council authorize the Director of Finance & Administration to execute the operating agreements.

AND THAT Council direct staff to include the amounts from the Special Event Grant Operating Agreements into the 2024-2028 Financial Plan as follows:

- Downtown Penticton Association (Community Market) \$4,300
- Pentastic Jazz Festival Society \$10,200

- Penticton Elvis Festival \$6,300
- Penticton Farmer’s Market \$6,000
- Peach City Beach Cruise \$10,500
- Penticton Paddle Sports Association (Event) \$12,000
- Penticton Peach Festival \$60,000
- Penticton Scottish Festival Society \$8,400

402/2023

It was MOVED and SECONDED

THAT Council approve the Municipal Grant Operating Agreements and direct staff to include the amounts from the Municipal Grant Operating Agreements into the 2024-2028 Financial Plan as follows:

- Art Gallery \$110,000
- SS Sicamous \$85,000
- Penticton & District Arts Council \$ 30,000
- Activate Penticton \$15,000
- Penticton & Area Cycling Association \$49,000

AND THAT Council authorize the Director of Finance & Administration to execute the operating agreements.

AND THAT Council direct staff to include the amounts from the Special Event Grant Operating Agreements into the 2024-2028 Financial Plan as follows:

- Downtown Penticton Association (Community Market) \$4,300
- Pentastic Jazz Festival Society \$10,200
- Penticton Elvis Festival \$6,300
- Penticton Farmer’s Market \$6,000
- Peach City Beach Cruise \$10,500
- Penticton Paddle Sports Association (Event) \$12,000
- Penticton Peach Festival \$60,000
- Penticton Scottish Festival Society \$8,400

**CARRIED
Councillor Miller, Opposed**

The Mayor recessed the meeting at 2:54 p.m. and reconvened at 3:03 p.m.

6.9 Short-Term Rental Accommodation Act

403/2023

It was MOVED and SECONDED

THAT Council receive into the record the report dated November 7, 2023, titled “Short-Term Rental Accommodation Act”.

CARRIED UNANIMOUSLY

6.10 Community Housing Fund (CHF) grant opportunity

404/2023

It was MOVED and SECONDED

THAT Council direct staff to apply for a grant through BC Housing’s Community Housing Fund (CHF) for the City owned parcel of land located at 2509 South Main Street;
AND THAT the City’s Social Development Specialist and Chief Financial Officer be authorized to submit the application and associated documents on behalf of the City.

CARRIED UNANIMOUSLY

7. Bylaws and Permits

7.1 Zoning Amendment Bylaw No. 2023-35
Re: 461 Martin Street

405/2023

It was MOVED and SECONDED

THAT Council adopt "Zoning Amendment Bylaw No. 2023-35".

CARRIED UNANIMOUSLY

8. Notice of Motion

8.1 Notice of Motion Introduced by Councillor Miller on October 17, 2023:

406/2023

It was MOVED and SECONDED

THAT Council appoint Julius Bloomfield (5), Amelia Boulton (4), James Miller (4), Ryan Graham (4), and Helena Konanz (4) to the Regional District of Okanagan-Similkameen (RDOS) for the remainder of the 2022-2026 term and Campbell Watt and Isaac Gilbert as alternate directors.

DEFEATED

Mayor Bloomfield and Councillors Gilbert, Graham, Konanz and Watt, Opposed

9. Business Arising

10. Public Question Period

11. Council Round Table

12. Adjourn to Closed Meeting:

407/2023

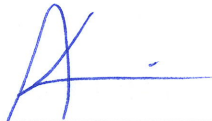
It was MOVED and SECONDED

THAT Council adjourn at 3:58 p.m. to a closed meeting of Council pursuant to the provisions of the *Community Charter* as follows: Section 90(1)

- (d) the security of the property of the municipality; and
- (g) litigation of potential litigation affecting the municipality.

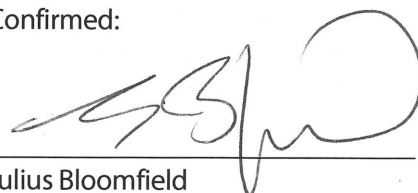
CARRIED UNANIMOUSLY

Certified correct:



Angie Collison
Corporate Officer

Confirmed:



Julius Bloomfield
Mayor